

HOUSE BILL 621

Unofficial Copy
B2

2001 Regular Session
(11r1200)

ENROLLED BILL

-- Appropriations/Budget and Taxation --

Introduced by **Delegates Kopp, Bronrott, Carlson, Conroy, Cryor, Dembrow,
Franchot, Goldwater, Grosfeld, Hixson, Hurson, Kagan, Mandel, Menes,
Palumbo, Pitkin, Rawlings, Sher, and Shriver**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Montgomery County - Round House Theatre**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$1,200,000~~
4 ~~\$1,000,000~~ \$800,000, the proceeds to be used as a grant to the Board of Directors
5 of Round House Theatre, Inc. for certain development or improvement purposes;
6 providing for disbursement of the loan proceeds, subject to a requirement that
7 the grantee provide and expend a matching fund; and providing generally for
8 the issuance and sale of bonds evidencing the loan.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
10 MARYLAND, That:

11 (1) The Board of Public Works may borrow money and incur indebtedness on
12 behalf of the State of Maryland through a State loan to be known as the Montgomery
13 County - Round House Theatre Loan of 2001 in a total principal amount equal to the
14 lesser of (i) ~~\$1,200,000~~ \$1,000,000 \$800,000 or (ii) the amount of the matching fund

1 provided in accordance with Section 1(5) below. This loan shall be evidenced by the
2 issuance, sale, and delivery of State general obligation bonds authorized by a
3 resolution of the Board of Public Works and issued, sold, and delivered in accordance
4 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and
5 Article 31, § 22 of the Code.

6 (2) The bonds to evidence this loan or installments of this loan may be sold as
7 a single issue or may be consolidated and sold as part of a single issue of bonds under
8 § 8-122 of the State Finance and Procurement Article.

9 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
10 and first shall be applied to the payment of the expenses of issuing, selling, and
11 delivering the bonds, unless funds for this purpose are otherwise provided, and then
12 shall be credited on the books of the Comptroller and expended, on approval by the
13 Board of Public Works, for the following public purposes, including any applicable
14 architects' and engineers' fees: as a grant to the Board of Directors of Round House
15 Theatre, Inc. (referred to hereafter in this Act as "the grantee") for the design,
16 construction and capital equipping of the interior of 7501 Wisconsin Avenue in
17 Bethesda, including, but not limited to, construction and installation of a lighting and
18 sound system, stage, box office, concession area, and dressing area in order that the
19 facility can function as a performing arts theatre.

20 (4) An annual State tax is imposed on all assessable property in the State in
21 rate and amount sufficient to pay the principal of and interest on the bonds, as and
22 when due and until paid in full. The principal shall be discharged within 15 years
23 after the date of issuance of the bonds.

24 (5) Prior to the payment of any funds under the provisions of this Act for the
25 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
26 matching fund. No part of the grantee's matching fund may be provided, either
27 directly or indirectly, from funds of the State, whether appropriated or
28 unappropriated. No part of the fund may consist of ~~real property or~~ in kind
29 contributions. The fund may include real property or funds expended prior to the
30 effective date of this Act. In case of any dispute as to the amount of the matching fund
31 or what money or assets may qualify as matching funds, the Board of Public Works
32 shall determine the matter and the Board's decision is final. The grantee has until
33 June 1, 2003, to present evidence satisfactory to the Board of Public Works that a
34 matching fund will be provided. If satisfactory evidence is presented, the Board shall
35 certify this fact and the amount of the matching fund to the State Treasurer, and the
36 proceeds of the loan equal to the amount of the matching fund shall be expended for
37 the purposes provided in this Act. Any amount of the loan in excess of the amount of
38 the matching fund certified by the Board of Public Works shall be canceled and be of
39 no further effect.

40 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
41 June 1, 2001.

