

HOUSE BILL 621

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B2

2001 Regular Session  
11r1200  
CF 11r1863

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

Introduced and read first time: February 7, 2001  
Assigned to: Appropriations

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 24, 2001

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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, the proceeds to be used as a grant to the Board of Directors of Round  
5 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 or (ii) the amount of the matching fund provided in  
15 accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale,  
16 and delivery of State general obligation bonds authorized by a resolution of the Board  
17 of Public Works and issued, sold, and delivered in accordance with §§ 8-117 through  
18 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

19 (2) The bonds to evidence this loan or installments of this loan may be sold as  
20 a single issue or may be consolidated and sold as part of a single issue of bonds under  
21 § 8-122 of the State Finance and Procurement Article.

22 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
23 and first shall be applied to the payment of the expenses of issuing, selling, and

1 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
2 shall be credited on the books of the Comptroller and expended, on approval by the  
3 Board of Public Works, for the following public purposes, including any applicable  
4 architects' and engineers' fees: as a grant to the Board of Directors of Round House  
5 Theatre, Inc. (referred to hereafter in this Act as "the grantee") for the design,  
6 construction and capital equipping of the interior of 7501 Wisconsin Avenue in  
7 Bethesda, including, but not limited to, construction and installation of a lighting and  
8 sound system, stage, box office, concession area, and dressing area in order that the  
9 facility can function as a performing arts theatre.

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

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

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