

SENATE BILL 549

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B2

2001 Regular Session  
11r1434  
CF 11r2933

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By: **Senators Blount, Hughes, Lawlah, McFadden, Mitchell, and Sfikas**  
Introduced and read first time: February 2, 2001  
Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments  
Senate action: Adopted  
Read second time: March 29, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - Ivy Family Support Center**

3 FOR the purpose of authorizing the creation of a State Debt ~~in the amount of not to~~  
4 ~~exceed \$800,000~~ \$400,000, the proceeds to be used as a grant to the Board of  
5 Directors of the Epsilon Omega Foundation, Inc. for certain development or  
6 improvement purposes; providing for disbursement of the loan proceeds, subject  
7 to a requirement that the grantee provide and expend a matching fund; and  
8 providing generally for 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 Baltimore  
13 City - Ivy Family Support Center Loan of 2001 in ~~the total principal amount of a total~~  
14 principal amount equal to the lesser of (i) \$400,000 or (ii) the amount of the matching  
15 fund provided in accordance with Section 1(5) below \$800,000. This loan shall be  
16 evidenced by the issuance, sale, and delivery of State general obligation bonds  
17 authorized by a resolution of the Board of Public Works and issued, sold, and  
18 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
19 Procurement Article and Article 31, § 22 of the Code.

20 (2) The bonds to evidence this loan or installments of this loan may be sold as  
21 a single issue or may be consolidated and sold as part of a single issue of bonds under  
22 § 8-122 of the State Finance and Procurement Article.

23 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
24 and first shall be applied to the payment of the expenses of issuing, selling, and  
25 delivering the bonds, unless funds for this purpose are otherwise provided, and then

1 shall be credited on the books of the Comptroller and expended, on approval by the  
2 Board of Public Works, for the following public purposes, including any applicable  
3 architects' and engineers' fees: as a grant to the Board of Directors of the Epsilon  
4 Omega Foundation, Inc. (referred to hereafter in this Act as "the grantee") for the  
5 planning, design, construction, renovation, and capital equipping of the Ivy Family  
6 Support Center, to be located at 3515 Dolfield Avenue in Baltimore, Maryland.

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

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

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