

SENATE BILL 871

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B2

2001 Regular Session  
11r2982  
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By: **Senator Currie**  
Introduced and read first time: February 26, 2001  
Assigned to: Rules  
Re-referred to: Budget and Taxation, March 5, 2001

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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 - Prince George's County - ~~Penn Forest Shopping~~**  
3 **Multiplex Recreational and Community Development Center**

4 FOR the purpose of authorizing the creation of a State Debt ~~in the amount of~~  
5 \$700,000 not to exceed \$300,000, the proceeds to be used as a grant to the Board  
6 of Directors of The Believers Worship Center, Inc. for certain development or  
7 improvement purposes; prohibiting the use of the proceeds of the sale of the  
8 bonds and the matching fund for sectarian religious purposes; providing for  
9 disbursement of the loan proceeds, subject to a requirement that the grantee  
10 provide and expend a matching fund; and providing generally for the issuance  
11 and sale of bonds evidencing the loan.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That:

14 (1) The Board of Public Works may borrow money and incur indebtedness on  
15 behalf of the State of Maryland through a State loan to be known as the Prince  
16 George's County - ~~Penn Forest Shopping Center~~ Multiplex Recreational and  
17 Community Development Center Loan of 2001 in ~~the~~ a total principal amount of  
18 \$700,000 equal to the lesser of (i) \$300,000 or (ii) the amount of the matching fund  
19 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
20 issuance, sale, and delivery of State general obligation bonds authorized by a  
21 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
22 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and  
23 Article 31, § 22 of the Code.

1 (2) The bonds to evidence this loan or installments of this loan may be sold as  
2 a single issue or may be consolidated and sold as part of a single issue of bonds under  
3 § 8-122 of the State Finance and Procurement Article.

4 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
5 and first shall be applied to the payment of the expenses of issuing, selling, and  
6 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
7 shall be credited on the books of the Comptroller and expended, on approval by the  
8 Board of Public Works, for the following public purposes, including any applicable  
9 architects' and engineers' fees: as a grant to the Board of Directors of The Believers  
10 Worship Center, Inc. (referred to hereafter in this Act as "the grantee") for the  
11 planning, design, construction, repair, renovation, reconstruction, and capital  
12 equipping of a ~~retail shopping center~~ facility located in Forestville Capitol Heights,  
13 Maryland to be used as a recreational and community development center.

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

18 (5) Prior to the payment of any funds under the provisions of this Act for the  
19 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
20 matching fund ~~of \$450,000~~. No part of the grantee's matching fund may be provided,  
21 either directly or indirectly, from funds of the State, whether appropriated or  
22 unappropriated. No part of the fund may consist of real property or in kind  
23 contributions. The fund may consist of funds expended prior to the effective date of  
24 this Act. In case of any dispute as to the amount of the matching fund or what money  
25 or assets may qualify as matching funds, the Board of Public Works shall determine  
26 the matter and the Board's decision is final. The grantee has until June 1, 2003, to  
27 present evidence satisfactory to the Board of Public Works that a matching fund will  
28 be provided. If satisfactory evidence is presented, the Board shall certify this fact and  
29 the amount of the matching fund to the State Treasurer, and the proceeds of the loan  
30 equal to the amount of the matching fund shall be expended for the purposes provided  
31 in this Act. Any amount of the loan in excess of the amount of the matching fund  
32 certified by the Board of Public Works shall be canceled and be of no further effect.

33 (6) No portion of the proceeds of the loan or any of the matching funds may be  
34 used for the furtherance of sectarian religious instruction, or in connection with the  
35 design, acquisition, or construction of any building used or to be used as a place of  
36 sectarian religious worship or instruction, or in connection with any program or  
37 department of divinity for any religious denomination. Upon the request of the Board  
38 of Public Works, the grantee shall submit evidence satisfactory to the Board that none  
39 of the proceeds of the loan or any matching funds have been or are being used for a  
40 purpose prohibited by this Act.

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

