

HOUSE BILL 161

Unofficial Copy  
B2  
HB 991/01 - APP

2002 Regular Session  
2r1366

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By: **Delegate Menes (Special Committee on Drug and Alcohol Abuse) and  
Delegates Vallario, Hutchins, Montague, Barkley, Petzold, Eckardt,  
Boschert, Pitkin, Burns, Bronrott, Cole, Conroy, and Rawlings**

Introduced and read first time: January 16, 2002

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt - Charles County - Jude House/Thunderbird**  
3 **Wastewater Treatment Plant**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$400,000,  
5 the proceeds to be used as a grant to the Board of Directors of Jude House, Inc.  
6 for certain development or improvement purposes; providing for disbursement of  
7 the loan proceeds, subject to a requirement that the grantee provide and expend  
8 a matching fund; and providing generally for the issuance and sale of bonds  
9 evidencing the loan.

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

12 (1) The Board of Public Works may borrow money and incur indebtedness on  
13 behalf of the State of Maryland through a State loan to be known as the Charles  
14 County - Jude House/Thunderbird Wastewater Treatment Plant Loan of 2002 in a  
15 total principal amount equal to the lesser of (i) \$400,000 or (ii) the amount of the  
16 matching fund provided in accordance with Section 1(5) below. This loan shall be  
17 evidenced by the issuance, sale, and delivery of State general obligation bonds  
18 authorized by a resolution of the Board of Public Works and issued, sold, and  
19 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
20 Procurement Article and Article 31, § 22 of the Code.

21 (2) The bonds to evidence this loan or installments of this loan may be sold as  
22 a single issue or may be consolidated and sold as part of a single issue of bonds under  
23 § 8-122 of the State Finance and Procurement Article.

24 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
25 and first shall be applied to the payment of the expenses of issuing, selling, and  
26 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
27 shall be credited on the books of the Comptroller and expended, on approval by the  
28 Board of Public Works, for the following public purposes, including any applicable  
29 architects' and engineers' fees: as a grant to the Board of Directors of Jude House, Inc.  
30 (referred to hereafter in this Act as "the grantee") for the acquisition of the

1 Thunderbird Wastewater Treatment Plant and the connections between the plant and  
2 Jude House, located in Bel Alton, Maryland.

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

7 (5) Prior to the payment of any funds under the provisions of this Act for the  
8 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
9 matching fund. No part of the grantee's matching fund may be provided, either  
10 directly or indirectly, from funds of the State, whether appropriated or  
11 unappropriated. No part of the fund may consist of real property, in kind  
12 contributions, or funds expended prior to the effective date of this Act. In case of any  
13 dispute as to the amount of the matching fund or what money or assets may qualify  
14 as matching funds, the Board of Public Works shall determine the matter and the  
15 Board's decision is final. The grantee has until June 1, 2004, to present evidence  
16 satisfactory to the Board of Public Works that a matching fund will be provided. If  
17 satisfactory evidence is presented, the Board shall certify this fact and the amount of  
18 the matching fund to the State Treasurer, and the proceeds of the loan equal to the  
19 amount of the matching fund shall be expended for the purposes provided in this Act.  
20 Any amount of the loan in excess of the amount of the matching fund certified by the  
21 Board of Public Works shall be canceled and be of no further effect.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
23 June 1, 2002.