
By: **Delegate Minnick**

Introduced and read first time: January 31, 2005

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County - Camp Puh'Tok Loan of 1998**

3 FOR the purpose of amending the Baltimore County - Camp Puh'Tok Loan of 1998 to
4 change the use of the proceeds of the loan to allow for the planning, design,
5 construction, and capital equipping of new facilities and requiring that the
6 proceeds of the loan be encumbered by the Board of Public Works or expended
7 for the purposes provided by a certain date.

8 BY repealing and reenacting, with amendments,
9 Chapter 170 of the Acts of the General Assembly of 1998
10 Section 1

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Chapter 170 of the Acts of 1998**

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That:

16 (1) The Board of Public Works may borrow money and incur indebtedness on
17 behalf of the State of Maryland through a State loan to be known as the Baltimore
18 County - Camp Puh'Tok Loan of 1998 in a total principal amount equal to the lesser
19 of (i) \$250,000 or (ii) the amount of the matching fund provided in accordance with
20 Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of
21 State general obligation bonds authorized by a resolution of the Board of Public
22 Works and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of
23 the State Finance and Procurement Article and Article 31, § 22 of the Code.

24 (2) The bonds to evidence this loan or installments of this loan may be sold as
25 a single issue or may be consolidated and sold as part of a single issue of bonds under
26 § 8-122 of the State Finance and Procurement Article.

27 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
28 and first shall be applied to the payment of the expenses of issuing, selling, and
29 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 Salvation Army (referred to hereafter
4 in this Act as "the grantee") for the planning, design, construction, and capital
5 equipping of [a] new [facility] FACILITIES at Camp Puh"Tok in Monkton, [the]
6 WHICH MAY INCLUDE A facility to be used as an environmental and educational
7 center with programs for children from Baltimore County schools, as well as for
8 children who attend the camp, which is nonprofit and open to the public.

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

13 (5) Prior to the payment of any funds under the provisions of this Act for the
14 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
15 matching fund. No part of the grantee's matching fund may be provided, either
16 directly or indirectly, from funds of the State, whether appropriated or
17 unappropriated. The fund may consist of real property, in kind contributions, or funds
18 expended prior to the effective date of this Act. In case of any dispute as to the amount
19 of the matching fund or what money or assets may qualify as matching funds, the
20 Board of Public Works shall determine the matter and the Board's decision is final.
21 The grantee has until June 1, 2000, to present evidence satisfactory to the Board of
22 Public Works that a matching fund will be provided. If satisfactory evidence is
23 presented, the Board shall certify this fact and the amount of the matching fund to
24 the State Treasurer, and the proceeds of the loan equal to the amount of the matching
25 fund shall be expended for the purposes provided in this Act. Any amount of the loan
26 in excess of the amount of the matching fund certified by the Board of Public Works
27 shall be canceled and be of no further effect.

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

36 (7) THE PROCEEDS OF THE LOAN MUST BE EXPENDED OR ENCUMBERED BY
37 THE BOARD OF PUBLIC WORKS FOR THE PURPOSES PROVIDED IN THIS ACT NO LATER
38 THAN JUNE 1, 2006. IF ANY FUNDS AUTHORIZED BY THIS ACT REMAIN UNEXPENDED
39 OR UNENCUMBERED AFTER JUNE 1, 2006, THE AMOUNT OF THE UNENCUMBERED OR
40 UNEXPENDED AUTHORIZATION SHALL BE CANCELED AND BE OF NO FURTHER
41 EFFECT. IF BONDS HAVE BEEN ISSUED FOR THE LOAN, THE AMOUNT OF
42 UNEXPENDED OR UNENCUMBERED BOND PROCEEDS SHALL BE DISPOSED OF AS
43 PROVIDED IN § 8-129 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 June 1, 2005.