

SB0795/824566/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 795
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, after line 20, insert:

“BY repealing and reenacting, without amendments,
Chapter 243 of the Acts of the General Assembly of 2001, as amended by
Chapter 219 of the Acts of the General Assembly of 2004
Section 1(1)

BY adding to

Chapter 243 of the Acts of the General Assembly of 2001, as amended by
Chapter 219 of the Acts of the General Assembly of 2004
Section 1(6)”.

On page 9, after line 9, insert:

“Chapter 243 of the Acts of 2001, as amended by Chapter 219 of the Acts of 2004

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

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Kent County – Echo Hill Outdoor School Improvements Loan of 2001 in the total principal amount of \$300,000. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a resolution of the Board of Public Works and issued, sold, and delivered in accordance with §§ 8–117 through 8–124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

(Over)

(6) THE PROCEEDS OF THE LOAN MUST BE EXPENDED OR ENCUMBERED BY THE BOARD OF PUBLIC WORKS FOR THE PURPOSES PROVIDED IN THIS ACT NO LATER THAN JUNE 1, 2010. IF ANY FUNDS AUTHORIZED BY THIS ACT REMAIN UNEXPENDED OR UNENCUMBERED AFTER JUNE 1, 2010, THE AMOUNT OF THE UNENCUMBERED OR UNEXPENDED AUTHORIZATION SHALL BE CANCELED AND BE OF NO FURTHER EFFECT. IF BONDS HAVE BEEN ISSUED FOR THE LOAN, THE AMOUNT OF UNEXPENDED OR UNENCUMBERED BOND PROCEEDS SHALL BE DISPOSED OF AS PROVIDED IN § 8-129 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”

AMENDMENT NO. 2

On page 2, after line 25, insert:

“BY repealing and reenacting, with amendments,
Chapter 432 of the Acts of the General Assembly of 2001
Section 1”.

On page 10, after line 25, insert:

“Chapter 432 of the Acts of 2001

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

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Anne Arundel County – Historic London Town Visitors Center and Museum Loan of 2001 in a total principal amount equal to the lesser of (i) \$200,000 or (ii) the amount of the matching fund provided in accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a

resolution of the Board of Public Works and issued, sold, and delivered in accordance with §§ 8–117 through 8–124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

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

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended, on approval by the Board of Public Works, for the following public purposes, including any applicable architects' and engineers' fees: as a grant to the Board of Directors of The London Town Foundation, Inc. (referred to hereafter in this Act as "the grantee") for the planning, design, construction, and capital equipping of a visitors center and museum at Historic London Town and Gardens at 839 Londontown Road in Edgewater, Maryland.

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

(5) Prior to the payment of any funds under the provisions of this Act for the purposes set forth in Section 1(3) above, the grantee shall provide and expend a matching fund. No part of the grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated. The fund may consist of in kind contributions. No part of the fund may consist of real property or funds expended prior to the effective date of this Act. In case of any dispute as to the amount of the matching fund or what money or assets may qualify as matching funds, the Board of Public Works shall determine the matter

(Over)

and the Board's decision is final. The grantee has until June 1, 2003, to present evidence satisfactory to the Board of Public Works that a matching fund will be provided. If satisfactory evidence is presented, the Board shall certify this fact and the amount of the matching fund to the State Treasurer, and the proceeds of the loan equal to the amount of the matching fund shall be expended for the purposes provided in this Act. Any amount of the loan in excess of the amount of the matching fund certified by the Board of Public Works shall be canceled and be of no further effect.

(6) THE PROCEEDS OF THE LOAN MUST BE EXPENDED OR ENCUMBERED BY THE BOARD OF PUBLIC WORKS FOR THE PURPOSES PROVIDED IN THIS ACT NO LATER THAN JUNE 1, 2010. IF ANY FUNDS AUTHORIZED BY THIS ACT REMAIN UNEXPENDED OR UNENCUMBERED AFTER JUNE 1, 2010, THE AMOUNT OF THE UNENCUMBERED OR UNEXPENDED AUTHORIZATION SHALL BE CANCELED AND BE OF NO FURTHER EFFECT. IF BONDS HAVE BEEN ISSUED FOR THE LOAN, THE AMOUNT OF UNEXPENDED OR UNENCUMBERED BOND PROCEEDS SHALL BE DISPOSED OF AS PROVIDED IN § 8-129 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

AMENDMENT NO. 3

On page 2, after line 28, insert:

“BY repealing and reenacting, with amendments,
Chapter 673 of the Acts of the General Assembly of 2001
Section 1”.

On page 11, after line 43, insert:

“Chapter 673 of the Acts of 2001

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

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Calvert County – The Boys and Girls Clubs of Southern Maryland Loan of 2001 in a total principal amount equal to the lesser of (i) \$100,000 or (ii) the amount of the matching fund provided in accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a resolution of the Board of Public Works and issued, sold, and delivered in accordance with §§ 8–117 through 8–124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

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

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended, on approval by the Board of Public Works, for the following public purposes, including any applicable architects' and engineers' fees: as a grant to the Board of Directors of The Boys and Girls Clubs of Southern Maryland, Inc. (referred to hereafter in this Act as "the grantee") for the planning, design, construction, reconstruction, and capital equipping of a building in Calvert County to house a Boys and Girls Club.

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

(5) Prior to the payment of any funds under the provisions of this Act for the purposes set forth in Section 1(3) above, the grantee shall provide and expend a

(Over)

matching fund. No part of the grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated. No part of the fund may consist of real property, in kind contributions, or funds expended prior to the effective date of this Act. In case of any dispute as to the amount of the matching fund or what money or assets may qualify as matching funds, the Board of Public Works shall determine the matter and the Board's decision is final. The grantee has until June 1, 2003, to present evidence satisfactory to the Board of Public Works that a matching fund will be provided. If satisfactory evidence is presented, the Board shall certify this fact and the amount of the matching fund to the State Treasurer, and the proceeds of the loan equal to the amount of the matching fund shall be expended for the purposes provided in this Act. Any amount of the loan in excess of the amount of the matching fund certified by the Board of Public Works shall be canceled and be of no further effect.

(6) THE PROCEEDS OF THE LOAN MUST BE EXPENDED OR ENCUMBERED BY THE BOARD OF PUBLIC WORKS FOR THE PURPOSES PROVIDED IN THIS ACT NO LATER THAN JUNE 1, 2010. IF ANY FUNDS AUTHORIZED BY THIS ACT REMAIN UNEXPENDED OR UNENCUMBERED AFTER JUNE 1, 2010, THE AMOUNT OF THE UNENCUMBERED OR UNEXPENDED AUTHORIZATION SHALL BE CANCELED AND BE OF NO FURTHER EFFECT. IF BONDS HAVE BEEN ISSUED FOR THE LOAN, THE AMOUNT OF UNEXPENDED OR UNENCUMBERED BOND PROCEEDS SHALL BE DISPOSED OF AS PROVIDED IN § 8-129 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

AMENDMENT NO. 4

On page 1, in line 11, after "fund;" insert "repealing certain requirements that a certain grantee grant and convey an historic easement to the Maryland Historical Trust;".

On page 3, after line 16, insert:

“BY repealing and reenacting, with amendments,
Chapter 445 of the Acts of the General Assembly of 2005, as amended by
Chapter 65 of the Acts of the General Assembly of 2007
Section 1(3) Item ZA01(AR) and ZA02(AV)”.

On page 16, after line 3, insert:

“Chapter 445 of the Acts of 2005, as amended by Chapter 65 of the Acts of 2007

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

(3) ZA01 LOCAL HOUSE OF DELEGATES INITIATIVES

(AR) Old Blair High School Auditorium. Provide a grant equal to
the lesser of (i) \$300,000 or (ii) the amount of the matching
fund provided, to the Board of Directors of the Old Blair
Auditorium Project, Inc. for the repair, renovation,
construction, reconstruction, and capital equipping of the
Old Blair High School Auditorium located in Silver
[Spring,] **SPRING.** [subject to a requirement that the
grantee grant and convey an historic easement to the
Maryland Historical Trust.] Notwithstanding Section 1(5)
of this Act, the matching fund may consist of in kind
contributions or funds expended prior to the effective date
of this Act and the grantee must present evidence that a
matching fund will be provided by June 1,
2009.(Montgomery County)..... 300,000

ZA02 LOCAL SENATE INITIATIVES

(AV) Old Blair High School Auditorium. Provide a grant equal to

the lesser of (i) \$300,000 or (ii) the amount of the matching fund provided, to the Board of Directors of the Old Blair Auditorium Project, Inc. for the repair, renovation, construction, reconstruction, and capital equipping of the Old Blair High School Auditorium located in Silver [Spring,] **SPRING.** [subject to a requirement that the grantee grant and convey an historic easement to the Maryland Historical Trust.] Notwithstanding Section 1(5) of this Act, the matching fund may consist of in kind contributions or funds expended prior to the effective date of this Act and the grantee must present evidence that a matching fund will be provided by June 1, 2009.(Montgomery County)..... 300,000”.

AMENDMENT NO. 5

On page 14, strike beginning with “County” in line 19 down through the second “County” in line 20 and substitute “**MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION**”.

On page 18, strike beginning with “the” in line 15 down through “County” in line 16 and substitute “**MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION**”.

AMENDMENT NO. 6

On page 1, in line 9, strike “removing” and substitute “altering”; on page 21, strike beginning with “**AND**” in line 29 down through “**MILLS,**” in line 32; in line 33, strike “an equal and matching fund for” and substitute “**AND EXPEND A MATCHING FUND OF \$1,500,000**”; and strike beginning with “**THESE**” in line 34 down through “**COUNTY**” in line 35 and substitute “**(BALTIMORE CITY)**”.

AMENDMENT NO. 7

On page 3, in line 24, strike “ZA01(Z),” and substitute “ZA01(X), (Z),”.

On page 22, after line 6, insert:

“(X) United Cerebral Palsy Facility. Provide a grant equal to the lesser of (i) \$200,000 or (ii) the amount of the matching fund provided, to the Board of Directors of the United Cerebral Palsy of Central Maryland, Inc. for the design, construction, and capital equipping of a multipurpose facility for the disabled, located in [Owings Mills.] BALTIMORE COUNTY. Notwithstanding Section 1(5) of this Act, the matching fund may consist of in kind contributions or funds expended prior to the effective date of this Act (Baltimore County) 200,000”.

AMENDMENT NO. 8

On page 3, in line 25, strike “ZA02(BI),” and substitute “ZA02(AP-1), (BI),”.

On page 22, after line 40, insert:

“(AP-1) Chesapeake and Ohio Canal National Historic Catoctin Aqueduct. Provide a grant equal to the lesser of (i) \$200,000 or (ii) the amount of the matching fund provided, to the Board of Directors of the Catoctin Aqueduct Restoration Fund, Inc. for the repair, restoration, reconstruction, and stabilization of the National Historic Catoctin Aqueduct, located at the 51.5 mile mark of the C&O Canal between Point of Rocks and Brunswick. NOTWITHSTANDING SECTION 1(5) OF THIS ACT, THE MATCHING FUND MAY

CONSIST OF FUNDS EXPENDED PRIOR TO THE
EFFECTIVE DATE OF THIS ACT (Frederick County) \$200,000”.