

# HOUSE BILL 179

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CF SB 114

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By: **Delegates Olszewski, Minnick, and Weir**

Introduced and read first time: January 26, 2009

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt – Baltimore County – Todd’s Inheritance**

3 FOR the purpose of authorizing the creation of a State Debt in the amount of  
4 \$250,000, the proceeds to be used as a grant to the County Executive and  
5 County Council of Baltimore County for certain development or improvement  
6 purposes; providing for disbursement of the loan proceeds; requiring the grantee  
7 to grant and convey a certain easement to the Maryland Historical Trust;  
8 establishing a deadline for the encumbrance or expenditure of the loan  
9 proceeds; and providing generally for the issuance and sale of bonds evidencing  
10 the loan.

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

13 (1) The Board of Public Works may borrow money and incur indebtedness on  
14 behalf of the State of Maryland through a State loan to be known as the Baltimore  
15 County – Todd’s Inheritance Loan of 2009 in the total principal amount of \$250,000.  
16 This loan shall be evidenced by the issuance, sale, and delivery of State general  
17 obligation bonds authorized by a resolution of the Board of Public Works and issued,  
18 sold, and delivered in accordance with §§ 8–117 through 8–124 of the State Finance  
19 and 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  
21 as a single issue or may be consolidated and sold as part of a single issue of bonds  
22 under § 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  
26 shall be credited on the books of the Comptroller and expended, on approval by the  
27 Board of Public Works, for the following public purposes, including any applicable

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 architects' and engineers' fees: as a grant to the County Executive and County Council  
2 of Baltimore County (referred to hereafter in this Act as "the grantee") for the  
3 renovation, reconstruction, and capital equipping of Todd's Inheritance, located in  
4 Edgemere.

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

9 (5) (a) Prior to the issuance of the bonds, the grantee shall grant and  
10 convey to the Maryland Historical Trust a perpetual preservation easement to the  
11 extent of its interest:

12 (i) On the land or such portion of the land acceptable to the  
13 Trust; and

14 (ii) On the exterior and interior, where appropriate, of the  
15 historic structures.

16 (b) If the grantee or beneficiary of the grant holds a lease on the land  
17 and structures, the Trust may accept an easement on the leasehold interest.

18 (c) The easement must be in form and substance acceptable to the  
19 Trust and any liens or encumbrances against the land or the structures must be  
20 acceptable to the Trust.

21 (6) The proceeds of the loan must be expended or encumbered by the Board  
22 of Public Works for the purposes provided in this Act no later than June 1, 2016. If any  
23 funds authorized by this Act remain unexpended or unencumbered after June 1, 2016,  
24 the amount of the unencumbered or unexpended authorization shall be canceled and  
25 be of no further effect. If bonds have been issued for the loan, the amount of  
26 unexpended or unencumbered bond proceeds shall be disposed of as provided in  
27 § 8-129 of the State Finance and Procurement Article.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 June 1, 2009.