

# HOUSE BILL 394

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CF SB 383

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By: **Delegates Nathan–Pulliam, Burns, and Jones**

Introduced and read first time: February 2, 2009

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt – Baltimore County – Automotive Vocational**  
3 **Training Center**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$350,000,  
5 the proceeds to be used as a grant to the Board of Directors of the National  
6 Center on Institutions and Alternatives, Inc. for certain development or  
7 improvement purposes; providing for disbursement of the loan proceeds, subject  
8 to a requirement that the grantee provide and expend a matching fund;  
9 establishing a deadline for the encumbrance or expenditure of the loan  
10 proceeds; and providing generally for the issuance and sale of bonds evidencing  
11 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 Baltimore  
16 County – Automotive Vocational Training Center Loan of 2009 in a total principal  
17 amount equal to the lesser of (i) \$350,000 or (ii) the amount of the matching fund  
18 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
19 issuance, sale, and delivery of State general obligation bonds authorized by a  
20 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
21 with §§ 8–117 through 8–124 of the State Finance and Procurement Article and  
22 Article 31, § 22 of the Code.

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

26 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
27 and first shall be applied to the payment of the expenses of issuing, selling, and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
2 shall be credited on the books of the Comptroller and expended, on approval by the  
3 Board of Public Works, for the following public purposes, including any applicable  
4 architects' and engineers' fees: as a grant to the Board of Directors of the National  
5 Center on Institutions and Alternatives, Inc. (referred to hereafter in this Act as "the  
6 grantee") for the planning, design, construction and capital equipping of the  
7 Automotive Vocational Training Center, located in Baltimore.

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

12 (5) Prior to the payment of any funds under the provisions of this Act for the  
13 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
14 matching fund. No part of the grantee's matching fund may be provided, either  
15 directly or indirectly, from funds of the State, whether appropriated or  
16 unappropriated. No part of the fund may consist of funds expended prior to the  
17 effective date of this Act. The fund may consist of real property or in kind  
18 contributions. In case of any dispute as to the amount of the matching fund or what  
19 money or assets may qualify as matching funds, the Board of Public Works shall  
20 determine the matter and the Board's decision is final. The grantee has until June 1,  
21 2011, to present evidence satisfactory to the Board of Public Works that a matching  
22 fund will be provided. If satisfactory evidence is presented, the Board shall certify this  
23 fact and the amount of the matching fund to the State Treasurer, and the proceeds of  
24 the loan equal to the amount of the matching fund shall be expended for the purposes  
25 provided in this Act. Any amount of the loan in excess of the amount of the matching  
26 fund certified by the Board of Public Works shall be canceled and be of no further  
27 effect.

28 (6) The proceeds of the loan must be expended or encumbered by the Board  
29 of Public Works for the purposes provided in this Act no later than June 1, 2016. If any  
30 funds authorized by this Act remain unexpended or unencumbered after June 1, 2016,  
31 the amount of the unencumbered or unexpended authorization shall be canceled and  
32 be of no further effect. If bonds have been issued for the loan, the amount of  
33 unexpended or unencumbered bond proceeds shall be disposed of as provided in  
34 § 8-129 of the State Finance and Procurement Article.

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