

SENATE BILL 945

B4

9lr3041

By: **Senators Exum, Currie, and McFadden**
Introduced and read first time: February 18, 2009
Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Palmer Park Boys and Girls Club Loan of 2001 and**
3 **Maryland Consolidated Capital Bond Loans of 2007 and 2008**

4 FOR the purpose of amending the Prince George's County – Palmer Park Boys and
5 Girls Club Loan of 2001 and the Maryland Consolidated Capital Bond Loans of
6 2007 and 2008 to remove a requirement that the Board of Directors of the
7 Palmer Park Boys and Girls Club, Inc. provide a certain matching fund and
8 requiring that the 2001 loan be encumbered by the Board of Public Works or
9 expended for the purposes provided by a certain date.

10 BY repealing and reenacting, with amendments,
11 Chapter 680 of the Acts of the General Assembly of 2001, as amended by
12 Chapter 32 of the Acts of the General Assembly of 2003, Chapter 30 of
13 the Acts of the General Assembly of 2004, and Chapter 219 of the Acts of
14 the General Assembly of 2008
15 Section 1

16 BY repealing and reenacting, with amendments,
17 Chapter 488 of the Acts of the General Assembly of 2007
18 Section 1(3) Item ZA02 (BS)

19 BY repealing and reenacting, with amendments,
20 Chapter 336 of the Acts of the General Assembly of 2008
21 Section 1(3) Item (ZA01) (CF)

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

24 **Chapter 680 of the Acts of 2001, as amended by Chapter 32 of the Acts of 2003,**
25 **Chapter 30 of the Acts of 2004, and Chapter 219 of the Acts of 2008**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



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

3 (1) The Board of Public Works may borrow money and incur indebtedness on
4 behalf of the State of Maryland through a State loan to be known as the Prince
5 George's County – Palmer Park Boys and Girls Club Loan of 2001 in [a] **THE** total
6 principal amount [equal to the lesser] of [(i)] \$200,000 [or (ii) the amount of the
7 matching fund provided in accordance with Section 1(5) below]. This loan shall be
8 evidenced by the issuance, sale, and delivery of State general obligation bonds
9 authorized by a resolution of the Board of Public Works and issued, sold, and delivered
10 in accordance with §§ 8–117 through 8–124 of the State Finance and Procurement
11 Article and Article 31, § 22 of the Code.

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

15 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
16 and first shall be applied to the payment of the expenses of issuing, selling, and
17 delivering the bonds, unless funds for this purpose are otherwise provided, and then
18 shall be credited on the books of the Comptroller and expended, on approval by the
19 Board of Public Works, for the following public purposes, including any applicable
20 architects' and engineers' fees: as a grant to the Board of Directors of the Palmer Park
21 Boys and Girls Club, Inc. (referred to hereafter in this Act as "the grantee") for the
22 planning, design, repair, renovation, and capital equipping of a facility at Barlowe
23 Road in Palmer Park to house the Palmer Park Boys and Girls Club.

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

28 (5) [Prior to the payment of any funds under the provisions of this Act for the
29 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
30 matching fund. No part of the grantee's matching fund may be provided, either
31 directly or indirectly, from funds of the State, whether appropriated or
32 unappropriated. The fund may consist of real property, in kind contributions, or funds
33 expended prior to the effective date of this Act. In case of any dispute as to the amount
34 of the matching fund or what money or assets may qualify as matching funds, the
35 Board of Public Works shall determine the matter and the Board's decision is final.
36 The grantee has until June 1, 2005, to present evidence satisfactory to the Board of
37 Public Works that a matching fund will be provided. If satisfactory evidence is
38 presented, the Board shall certify this fact and the amount of the matching fund to the
39 State Treasurer, and the proceeds of the loan equal to the amount of the matching
40 fund shall be expended for the purposes provided in this Act. Any amount of the loan
41 in excess of the amount of the matching fund certified by the Board of Public Works
42 shall be canceled and be of no further effect.

1 (6)] The proceeds of the loan must be expended or encumbered by the Board
2 of Public Works for the purposes provided in this Act no later than June 1, [2009.]
3 **2011.** If any funds authorized by this Act remain unexpended or unencumbered after
4 June 1, [2009,] **2011,** the amount of the unencumbered or unexpended authorization
5 shall be canceled and be of no further effect. If bonds have been issued for the loan, the
6 amount of unexpended or unencumbered bond proceeds shall be disposed of as
7 provided in § 8–129 of the State Finance and Procurement Article.

8 **Chapter 488 of the Acts of 2007**

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

11 (3) ZA02 LOCAL SENATE INITIATIVES

12 (BS) Palmer Park Boys and Girls Club. Provide a grant equal to
13 [the lesser of (i)] \$175,000 [or (ii) the amount of the matching
14 fund provided], to the Board of Directors of the Palmer Park
15 Boys and Girls Club, Inc. for the planning, design, repair,
16 renovation, and capital equipping of the Palmer Park Boys
17 and Girls Club facility, located in Palmer Park[.
18 Notwithstanding Section 1(5) of this Act, the matching fund
19 may consist of real property, in kind contributions, or funds
20 expended prior to the effective date of this Act] (Prince
21 George’s County) 175,000

22 **Chapter 336 of the Acts of 2008**

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

25 (3) (ZA01) LOCAL SENATE INITIATIVES

26 (CF) Palmer Park Boys and Girls Club. Provide a grant equal to
27 [the lesser of (i)] \$200,000 [or (ii) the amount of the matching
28 fund provided], to the Board of Directors of the Palmer Park
29 Boys and Girls Club, Inc. for the planning, design, repair,
30 renovation, and capital equipping of the Palmer Park Boys
31 and Girls Club facility, located in Palmer Park[.
32 Notwithstanding Section 1(5) of this Act, the matching fund
33 may consist of real property] (Prince George’s County) 200,000

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