

# SENATE BILL 987

B2

11r3118  
CF HB 1007

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By: **Senator Benson**

Constitutional Requirements Complied with for Introduction in the last 35 Days of  
Session

Introduced and read first time: March 15, 2011

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt – Prince George’s County – Capitol Heights Seat**  
3 **Pleasant Boys and Girls Club Initiative**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000,  
5 the proceeds to be used as a grant to the Board of Directors of the Prince  
6 George’s County Boys and Girls Club, 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 Prince  
16 George’s County – Capitol Heights Seat Pleasant Boys and Girls Club Initiative Loan  
17 of 2011 in a total principal amount equal to the lesser of (i) \$100,000 or (ii) the amount  
18 of the matching fund provided in accordance with Section 1(5) below. This loan shall  
19 be evidenced by the issuance, sale, and delivery of State general obligation bonds  
20 authorized by a resolution of the Board of Public Works and issued, sold, and delivered  
21 in accordance with §§ 8–117 through 8–124 of the State Finance and Procurement  
22 Article and 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.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (3)     The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
2 and first shall be applied to the payment of the expenses of issuing, selling, and  
3 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
4 shall be credited on the books of the Comptroller and expended, on approval by the  
5 Board of Public Works, for the following public purposes, including any applicable  
6 architects' and engineers' fees: as a grant to the Board of Directors of the Prince  
7 George's County Boys and Girls Club, Inc. (referred to hereafter in this Act as "the  
8 grantee") for the acquisition, planning, design, construction, renovation, and capital  
9 equipping of the scoreboard, signs, and stands for the Capitol Heights and Seat  
10 Pleasant Boys and Girls Club field, located in Prince George's County.

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

15           (5)     Prior to the payment of any funds under the provisions of this Act for the  
16 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
17 matching fund. No part of the grantee's matching fund may be provided, either  
18 directly or indirectly, from funds of the State, whether appropriated or  
19 unappropriated. The fund may consist of real property, in kind contributions, or funds  
20 expended prior to the effective date of this Act. In case of any dispute as to the amount  
21 of the matching fund or what money or assets may qualify as matching funds, the  
22 Board of Public Works shall determine the matter and the Board's decision is final.  
23 The grantee has until June 1, 2013, to present evidence satisfactory to the Board of  
24 Public Works that a matching fund will be provided. If satisfactory evidence is  
25 presented, the Board shall certify this fact and the amount of the matching fund to the  
26 State Treasurer, and the proceeds of the loan equal to the amount of the matching  
27 fund shall be expended for the purposes provided in this Act. Any amount of the loan  
28 in excess of the amount of the matching fund certified by the Board of Public Works  
29 shall be canceled and be of no further effect.

30           (6)     The proceeds of the loan must be expended or encumbered by the Board  
31 of Public Works for the purposes provided in this Act no later than June 1, 2018. If any  
32 funds authorized by this Act remain unexpended or unencumbered after June 1, 2018,  
33 the amount of the unencumbered or unexpended authorization shall be canceled and  
34 be of no further effect. If bonds have been issued for the loan, the amount of  
35 unexpended or unencumbered bond proceeds shall be disposed of as provided in  
36 § 8-129 of the State Finance and Procurement Article.

37           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
38 June 1, 2011.