

# SENATE BILL 259

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2lr1700  
CF HB 214

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By: **Harford County Senators**

Introduced and read first time: January 25, 2012

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 22, 2012

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

### 2 **Harford County – Harford Community College – Authority to Incur Debt**

3 FOR the purpose of authorizing the Harford Community College Board of Trustees to  
4 borrow money for certain purposes and secure certain debt in a certain manner;  
5 and generally relating to the authority of the Harford Community College Board  
6 of Trustees to incur debt.

7 BY repealing and reenacting, with amendments,  
8 Article – Education  
9 Section 16–302  
10 Annotated Code of Maryland  
11 (2008 Replacement Volume and 2011 Supplement)

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

### 14 **Article – Education**

15 16–302.

16 (a) Notwithstanding any other provisions of this subtitle, and subject to  
17 funds being appropriated, the Board of Community College Trustees for Allegany  
18 County, Anne Arundel County, Baltimore County, Carroll County, Cecil County, the  
19 College of Southern Maryland, Chesapeake College, Frederick County, Garrett  
20 County, Hagerstown Community College, **HARFORD COUNTY**, Howard County,

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Montgomery County, Prince George's County, or Wor-Wic Community College may  
2 borrow money to acquire an interest in personal property, including fixtures, for the  
3 operation of the community college, on terms and conditions that the Board of  
4 Trustees considers proper.

5 (b) A borrowing under this section may be secured by the personal property  
6 acquired or revenues derived from the property.

7 (c) All multiyear financing agreements reflecting borrowing under this  
8 section shall be subject to cancellation by the Board of Trustees at the end of a fiscal  
9 year if sufficient funds are not appropriated to fund the agreement in subsequent  
10 years.

11 (d) (1) Borrowing under this section does not create or constitute a debt or  
12 obligation of the State or any political subdivision of the State other than a community  
13 college.

14 (2) Borrowing under this section does not constitute a debt or  
15 obligation of the General Assembly or pledge the faith and credit of the State within  
16 the meaning of Article III, § 34 of the Maryland Constitution.

17 (e) (1) This subsection does not apply to the Board of Community College  
18 Trustees for Garrett County.

19 (2) (i) Borrowing under this section shall be for the use of  
20 financing intermediate term lease purchasing agreements.

21 (ii) The term of any lease purchase agreement entered into  
22 under this section may not exceed the estimated life of the equipment subject to the  
23 financing agreement.

24 (f) (1) The Board of Community College Trustees for Garrett County may  
25 enter into a lease purchase agreement if the lease purchase agreement is consistent  
26 with the provisions of this section.

27 (2) The term of any lease purchase agreement entered into by the  
28 Board of Community College Trustees for Garrett County may not exceed the  
29 estimated life of the equipment subject to the financing agreement.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 July 1, 2012.