

# SENATE BILL 1094

B2

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CF HB 951

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By: **Senator Muse**

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

Introduced and read first time: March 9, 2012

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt – Prince George’s County – Forest Heights Town**  
3 **Hall Renovation**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$130,000,  
5 the proceeds to be used as a grant to the Mayor of the Town of Forest Heights  
6 for certain development or improvement purposes; providing for disbursement  
7 of the loan proceeds, subject to a requirement that the grantee provide and  
8 expend a matching fund; establishing a deadline for the encumbrance or  
9 expenditure of the loan proceeds; and providing generally for the issuance and  
10 sale of bonds evidencing 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 Prince  
15 George’s County – Forest Heights Town Hall Renovation Loan of 2012 in a total  
16 principal amount equal to the lesser of (i) \$130,000 or (ii) the amount of the matching  
17 fund provided in accordance with Section 1(5) below. This loan shall be evidenced by  
18 the issuance, sale, and delivery of State general obligation bonds authorized by a  
19 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
20 with §§ 8–117 through 8–124 of the State Finance and Procurement Article and  
21 Article 31, § 22 of the Code.

22 (2) The bonds to evidence this loan or installments of this loan may be sold  
23 as a single issue or may be consolidated and sold as part of a single issue of bonds  
24 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 Mayor of the Town of Forest Heights  
7 (referred to hereafter in this Act as "the grantee") for the design, repair, and  
8 renovation of the Forest Heights Town Hall, located in Forest Heights.

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

13           (5)     Prior to the payment of any funds under the provisions of this Act for the  
14 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
15 matching fund. No part of the grantee's matching fund may be provided, either  
16 directly or indirectly, from funds of the State, whether appropriated or  
17 unappropriated. No part of the fund may consist of real property. The fund may  
18 consist of in kind contributions or funds expended prior to the effective date of this  
19 Act. In case of any dispute as to the amount of the matching fund or what money or  
20 assets may qualify as matching funds, the Board of Public Works shall determine the  
21 matter and the Board's decision is final. The grantee has until June 1, 2014, to present  
22 evidence satisfactory to the Board of Public Works that a matching fund will be  
23 provided. If satisfactory evidence is presented, the Board shall certify this fact and the  
24 amount of the matching fund to the State Treasurer, and the proceeds of the loan  
25 equal to the amount of the matching fund shall be expended for the purposes provided  
26 in this Act. Any amount of the loan in excess of the amount of the matching fund  
27 certified by the Board of Public Works shall be canceled and be of no further 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, 2019. If any  
30 funds authorized by this Act remain unexpended or unencumbered after June 1, 2019,  
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, 2012.