

SENATE BILL 365

B2

8lr2098
CF 8lr3243

By: **Senator McFadden**

Introduced and read first time: January 24, 2018

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt – Baltimore City – HARBEL Community Building**

3 FOR the purpose of authorizing the creation of a State Debt in the amount of \$100,000, the
4 proceeds to be used as a grant to the Board of Directors of the HARBEL Community
5 Organization, Inc. for certain development or improvement purposes; providing for
6 disbursement of the loan proceeds, subject to a requirement that the grantee provide
7 and expend a matching fund; establishing a deadline for the encumbrance or
8 expenditure of the loan proceeds; and providing generally for the issuance and sale
9 of bonds evidencing the loan.

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

12 (1) The Board of Public Works may borrow money and incur indebtedness on
13 behalf of the State of Maryland through a State loan to be known as the Baltimore City –
14 HARBEL Community Building Loan of 2018 in the total principal amount of \$100,000. This
15 loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds
16 authorized by a resolution of the Board of Public Works and issued, sold, and delivered in
17 accordance with §§ 8–117 through 8–124 and 8–131.2 of the State Finance and
18 Procurement Article.

19 (2) The bonds to evidence this loan or installments of this loan may be sold as a
20 single issue or may be consolidated and sold as part of a single issue of bonds under §
21 8–122 of the State Finance and Procurement Article.

22 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and
23 first shall be applied to the payment of the expenses of issuing, selling, and delivering the
24 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on
25 the books of the Comptroller and expended, on approval by the Board of Public Works, for
26 the following public purposes, including any applicable architects' and engineers' fees: as a
27 grant to the Board of Directors of the HARBEL Community Organization, Inc. (referred to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 hereafter in this Act as “the grantee”) for the acquisition, planning, design, construction,
2 repair, renovation, reconstruction, site improvement, and capital equipping of the HARBEL
3 Community Building, including improvements to the building’s parking lots, located in
4 Baltimore City.

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

9 (5) Prior to the payment of any funds under the provisions of this Act for the
10 purposes set forth in Section 1(3) above, the grantee shall provide and expend a matching
11 fund of \$10,000. No part of the grantee’s matching fund may be provided, either directly or
12 indirectly, from funds of the State, whether appropriated or unappropriated. No part of the
13 fund may consist of real property, in kind contributions, or funds expended prior to the
14 effective date of this Act. In case of any dispute as to the amount of the matching fund or
15 what money or assets may qualify as matching funds, the Board of Public Works shall
16 determine the matter and the Board’s decision is final. The grantee has until June 1, 2020,
17 to present evidence satisfactory to the Board of Public Works that a matching fund will be
18 provided. If satisfactory evidence is presented, the Board shall certify this fact to the State
19 Treasurer, and the proceeds of the loan shall be expended for the purposes provided in this
20 Act.

21 (6) The proceeds of the loan must be expended or encumbered by the Board of
22 Public Works for the purposes provided in this Act no later than June 1, 2025. If any funds
23 authorized by this Act remain unexpended or unencumbered after June 1, 2025, the
24 amount of the unencumbered or unexpended authorization shall be canceled and be of no
25 further effect. If bonds have been issued for the loan, the amount of unexpended or
26 unencumbered bond proceeds shall be disposed of as provided in § 8–129 of the State
27 Finance and Procurement Article.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
29 1, 2018.