

HOUSE BILL 1109

C8

2lr3225
CF SB 435

By: **Delegates Branch and Glenn**

Introduced and read first time: February 10, 2012

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 14, 2012

CHAPTER _____

1 AN ACT concerning

2 **Maryland Economic Development Corporation – Bonding Authority and**
3 **Reporting Requirement**

4 FOR the purpose of authorizing the Maryland Economic Development Corporation to
5 finance certain projects when bonds are payable or guaranteed by certain
6 educational institutions if the Corporation has a certain ownership interest in
7 the property ~~and~~, the property is leased to ~~the educational institution;~~ a
8 community college, and the property is located in an enterprise zone on or
9 before a certain date; altering the date the Corporation is required to submit a
10 certain report; defining certain terms; and generally relating to the Maryland
11 Economic Development Corporation.

12 BY repealing and reenacting, with amendments,
13 Article – Economic Development
14 Section 10–103 and 10–132
15 Annotated Code of Maryland
16 (2008 Volume and 2011 Supplement)

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

19 **Article – Economic Development**

20 10–103.

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 (A) (1) IN THIS SECTION, ~~“EDUCATIONAL INSTITUTION” AND~~
 2 ~~“HEALTH CARE INSTITUTION” HAVE THE MEANINGS STATED IN § 10-301 OF~~
 3 ~~THIS TITLE. THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.~~

4 (2) “COMMUNITY COLLEGE” HAS THE MEANING STATED §
 5 10-301(J)(2)(I) THROUGH (III) OF THIS TITLE.

6 (3) “EDUCATIONAL INSTITUTION” HAS THE MEANING STATED IN §
 7 10-301(E) OF THIS TITLE.

8 (4) “ENTERPRISE ZONE” HAS THE MEANING STATED IN §
 9 5-701(D) OF THIS ARTICLE.

10 (5) “HEALTH CARE INSTITUTION” HAS THE MEANING STATED IN §
 11 10-301(G) OF THIS TITLE.

12 (B) A project financed under this subtitle may not include property that is
 13 eligible to be financed under Subtitle 3 of this title if any bonds issued under this
 14 subtitle to finance the property would be payable or guaranteed, directly or indirectly,
 15 by [an “educational institution” or a “health care institution” as those terms are
 16 defined in § 10-301 of this title]:

17 (1) A HEALTH CARE INSTITUTION; OR

18 (2) AN EDUCATIONAL INSTITUTION, UNLESS:

19 (I) THE PROPERTY WILL BE OWNED BY THE CORPORATION
 20 OR LEASED TO THE CORPORATION UNDER A GROUND LEASE; ~~AND~~

21 (II) THE PROPERTY WILL BE LEASED BY THE CORPORATION
 22 TO AN EDUCATIONAL INSTITUTION A COMMUNITY COLLEGE; AND

23 (III) ALL THE PROPERTY IS LOCATED IN AN ENTERPRISE
 24 ZONE ON OR BEFORE:

25 1. THE DATE THE CORPORATION RECEIVES A
 26 REQUEST THAT THE CORPORATION OWN, LEASE, OR OPERATE THE PROJECT;
 27 OR

28 2. JUNE 1, 2012.

29 10-132.

30 (a) On or before [October] NOVEMBER 1 of each year, the Corporation shall
 31 submit a report to the Governor, the Maryland Economic Development Commission,

1 and, in accordance with § 2-1246 of the State Government Article, the General
2 Assembly.

3 (b) The report shall include a complete operating and financial statement
4 and summarize the activities of the Corporation during the preceding fiscal year.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 June 1, 2012.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.