

Provided, further, however, that the levy or levies provided under this section to be made in any year shall be made only in part, and the said tax or taxes shall be collected only in part, if before May 1 of the preceding year, or before May 1 of any succeeding year thereafter, the Board of Public Works shall ascertain as a fact upon a certified statement rendered to such Board by the State Comptroller that part but not all of the payments of principal and interest due and payable in that preceding year on the bonds or Certificates of Indebtedness issued pursuant to this Act have been paid, or that part but not all of the funds required to meet all payments of principal and interest due on such bonds or Certificates of Indebtedness in that fiscal year for which the tax imposed by this section is to be levied have been received and set aside for that purpose, from the proceeds of the tax imposed under provisions of the said Section 278A of Article 81 as set forth in Section 10 of this Act. In such event, and upon the ascertainment of such fact by the Board of Public Works, the Governor shall by proclamation issued pursuant to a resolution of the Board of Public Works publicly declare that only so much of the State taxes provided for in this section shall be levied or collected in the current year as shall be necessary to make up the amount necessary to meet all payments of principal and interest due on the said bonds or Certificates of Indebtedness in the preceding year, after making allowance for collections in such year from the proceeds of the tax imposed under provisions of said Section 278A and from any previous levy of the tax provided for in this section, and to meet all payments of principal and interest due on said bonds or Certificates of Indebtedness in the current year after making allowance for estimated collection in the current year from the proceeds of the tax imposed by said Section 278A.

Any taxes collected to pay the principal of or interest on said bonds or Certificates of Indebtedness, as hereinabove in this section provided, shall be credited by the State Comptroller, on or before the 15th day of April of the year following the year in which such taxes are collected, to a special fund account as provided for in Section 10 in this Act, and as much as is required for the payment of principal of and interest on such bonds or Certificates of Indebtedness shall be transferred to the Annuity Bond Fund.

Until all of the Bonds or Certificates of Indebtedness issued under the provisions of this Act and the interest thereon, shall be paid or provision of such payment shall be made, the proceeds of so much of the tax on written instruments as imposed by Section 278A of Article 81 of the Annotated Code of Maryland as set forth in Section 10 of this Act, received in each year as is required to make the principal and interest payments due in that year (to the extent not previously set aside) and in the next succeeding year shall be set aside by the State Comptroller and transferred to the Annuity Bond Fund for the purpose of making such principal and interest payments. The balance of the proceeds of such tax, if any, shall remain in the special fund account on the books of the State Comptroller, provided, however, that if the State Comptroller determines at any time or from time to time that a portion thereof will not be required for the payment of the principal of or interest on the Bonds or Certificates of Indebtedness issued under the provisions of this Act, he shall certify the amount of such portion, which shall thereby be made available for the funding of projects for the acquisition and development of recreation land and open space, as provided under "Program Open Space."