

fund. No part of the grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated. No part of the fund may consist of real property, ~~in kind contributions, or funds expended prior to the effective date of this Act.~~ OR IN KIND CONTRIBUTIONS. THE FUND MAY CONSIST OF FUNDS EXPENDED PRIOR TO THE EFFECTIVE DATE OF THIS ACT. THE MATCHING FUND MAY INCLUDE GRANT FUNDS RECEIVED FROM THE MAYOR AND CITY COUNCIL OF BALTIMORE OR FUNDS RECEIVED FROM PRIVATE SOURCES, ALL OF WHICH THE GRANTEE HAS EXPENDED FOR USES PERMITTED UNDER THIS ACT OR FOR OTHER COSTS AND EXPENSES INCURRED BY THE GRANTEE IN THE PLANNING, DESIGN, CONSTRUCTION, ALTERATION, RENOVATION, FURNISHING, AND EQUIPPING OF THE CHILDREN'S MUSEUM AND IN THE PLANNING, DESIGN, ACQUISITION, FABRICATION, AND INSTALLATION OF EXHIBITS TO BE DISPLAYED IN THE CHILDREN'S MUSEUM. In case of any dispute as to the amount of the matching fund or what money or assets may qualify as matching funds, the Board of Public Works shall determine the matter and the Board's decision is final. The grantee has until June 1, 1997, to present evidence satisfactory to the Board of Public Works that a matching fund will be provided. If satisfactory evidence is presented, the Board shall certify this fact and the amount of the matching fund to the State Treasurer, and the proceeds of the loan equal to the amount of the matching fund shall be expended for the purposes provided in this Act. Any amount of the loan in excess of the amount of the matching fund certified by the Board of Public Works shall be canceled and be of no further effect.

(6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey to the Maryland Historical Trust a perpetual preservation easement to the extent of its interest:

- (i) On the land or such portion of the land acceptable to the Trust;
- and
- (ii) On the exterior and interior, where appropriate, of the historic structures.

(b) The easement must be in form and substance acceptable to the Trust and the extent of the interest to be encumbered must be acceptable to the Trust.

(7) ~~(A)~~ AS PROVIDED IN § 8-127(B)(1)(H)(I) OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE GRANTEE MAY EXPEND THE PROCEEDS OF THE GRANT FOR EXPENSES INCURRED BY THE GRANTEE IN CONNECTION WITH THE PLANNING, DESIGN, CONSTRUCTION, AND PURCHASE OF EQUIPMENT, EXHIBITS, AND FURNISHINGS ALTERATION, RENOVATION, EQUIPPING, AND FURNISHING, AS PERMITTED IN THIS ACT.

~~(B) THE IMPROVEMENTS FOR WHICH THE FUNDS ARE EXPENDED ARE NOT REQUIRED TO BE CAPITAL IMPROVEMENTS WITHIN THE MEANING OF § 8-127(B)(2) OF THE STATE FINANCE AND PROCUREMENT ARTICLE OR THE REGULATIONS OR GUIDELINES OF THE BOARD OF PUBLIC WORKS.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1996.

Approved April 30, 1996.