

(2) The computation of any allowances under this Act shall be effective prospectively only from the effective date of this Act and may not be construed to authorize any retroactive death benefit or salary adjustment.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act ~~shall take effect July 1, 1997~~ is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all of the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

Approved April 29, 1997.

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**CHAPTER 138**

**(Senate Bill 130)**

AN ACT concerning

**Creation of a State Debt – Montgomery County – City of Gaithersburg Concert Pavilion**

FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$200,000~~ ~~\$150,000~~ \$100,000, the proceeds to be used as a grant to the Mayor and City Council of Gaithersburg for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; and providing generally for the issuance and sale of bonds evidencing the loan.

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

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Montgomery County – City of Gaithersburg Concert Pavilion Loan of 1997 in a total principal amount equal to the lesser of (i) ~~\$200,000~~, ~~\$150,000~~ \$100,000 or (ii) the amount of the matching fund provided in accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a resolution of the Board of Public Works and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

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

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended, on approval by the Board of Public Works, for the following public purposes, including any applicable architects' and engineers' fees: as a grant to the Mayor and City Council of Gaithersburg (referred to hereafter in this