## **HOUSE BILL 199**

7lr0083 O2By: Chair, Appropriations Committee (By Request - Departmental - Aging) Introduced and read first time: January 20, 2017 Assigned to: Appropriations Committee Report: Favorable House action: Adopted Read second time: February 28, 2017 CHAPTER AN ACT concerning Capital Grants for Senior Citizen Activities Centers FOR the purpose of allowing more than one grant for a senior citizen activity center from the Senior Citizen Activities Centers Capital Improvement Grants Program under certain circumstances; altering certain definitions; and generally relating to the operation and implementation of the Senior Citizen Activities Centers Capital Improvement Grants Program. BY repealing and reenacting, with amendments, Article – Human Services Section 10–501, 10–502, 10–504, and 10–507 Annotated Code of Maryland (2007 Volume and 2016 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

## Article - Human Services

16 10–501.

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- 17 (a) In this part the following words have the meanings indicated.
- 18 (b) "Capital equipment" means essential fixed equipment and furnishings with 19 an expected useful life of at least 15 years.

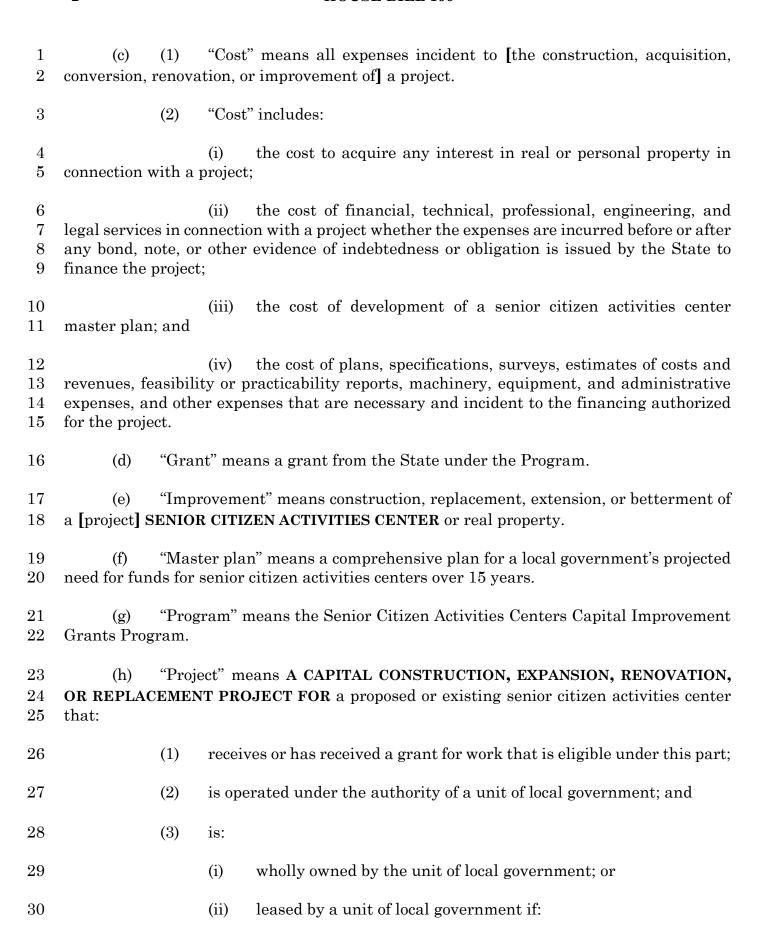
## EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.





- 1 the lease is for a minimum term of 15 years after 2 completion of the project or gives the lessee the right of purchase; and
- 3 2. the lessor consents to the recording of a notice of the right of recovery under § 10–506 of this subtitle in the land records of the county in which the facility is located.
- 6 (i) "Senior citizen activities center" means a community or neighborhood facility 7 in which a broad spectrum of services are organized and provided to individuals at least 60 8 years old or their spouses, including health, social, nutritional, educational, and 9 recreational services.
- 10 10-502.
- 11 (a) A unit of local government may apply to the Secretary for a grant for the cost 12 of:
- 13 (1) planning, design, construction, acquisition, conversion, renovation, or 14 improvement of a [project] SENIOR CITIZEN ACTIVITIES CENTER;
- 15 (2) developing a master plan;
- 16 (3) purchasing capital equipment for a project;
- 17 (4) leasing a [project] SENIOR CITIZEN ACTIVITIES CENTER as a lessee 18 or lessor; or
- 19 (5) making a subgrant to a nonprofit organization for a purpose described 20 in item (1), (2), (3), or (4) of this subsection.
- 21 (b) If the Secretary approves an application for a grant, the Secretary shall file 22 with the Board of Public Works a report describing the scope of the project and a 23 recommendation that the Board make the requested funds available.
- 24 10-504.
- 25 (a) (1) Any federal grant that is received for a project shall be applied first to 26 the cost of the project.
- 27 (2) Except as provided in subsection (b) of this section, a State grant for a 28 project may not exceed the lesser of \$800,000 or 50% of the cost of eligible work remaining 29 unpaid after any federal grant is applied.
- 30 (3) A State grant to develop a master plan may not exceed the lesser of 31 \$15,000 or 50% of the cost of development of the plan.

- 1 (b) The Board of Public Works may authorize a grant for a project that exceeds 2 50% of the cost of eligible work remaining unpaid after any federal grant is applied, if:
- 3 (1) the project involves the conversion, acquisition, renovation, 4 construction, or improvement of a building for use as a senior citizen activities center;
- 5 (2) the value of real property and existing improvements made available 6 by the local government equals or exceeds the amount of the State grant; and
- 7 (3) the residual value of the real property and existing improvements made 8 available by the local government exceeds the sum of:
- 9 (i) any prior amounts used for matching funds under this Program;
- 10 (ii) any outstanding State debt relating to the property from another 11 program;
- 12 (iii) any prior grant under this Program; and
- 13 (iv) any other tangible State investment in the property.
- 14 (c) The amount of a State grant for a project shall be determined after 15 consideration of:
- 16 (1) the density of the senior population in the area affected by the project;
- 17 (2) the proximity of the proposed center to an existing senior citizen 18 activities center; and
- 19 (3) other localities eligible for State funding that have not received 20 previous funding under the Program or similar programs.
- 21 (d) A grantee who received funds for a project under this subtitle or a prior act 22 authorizing grants for senior citizen activities centers may receive additional grants for the 23 project, but only in an amount that does not exceed the difference between the sum of any 24 prior grants and the maximum funding allowable **FOR THE PROJECT**.
- 25 (E) A GRANTEE WHO RECEIVED FUNDS FOR A PROJECT UNDER THIS
  26 SUBTITLE FOR A PROJECT AT A SENIOR CITIZEN ACTIVITIES CENTER MAY REQUEST
  27 AN ADDITIONAL GRANT FOR A DIFFERENT PROJECT AT THE SAME SENIOR CITIZEN
  28 ACTIVITIES CENTER, IF THE SUM OF GRANTS MADE FOR ANY SINGLE SENIOR CITIZEN
  29 ACTIVITIES CENTER DOES NOT EXCEED \$800,000 IN ANY 15-YEAR PERIOD.
- 30 10-507.

$\frac{1}{2}$	(a) of a project:	The	State m	ay recover State grant funds if, within 15 years after completion	
3 4 5	BEEN PAID center; or	(1) the [project's] property, WITH RESPECT TO WHICH FUNDS HAVE AID UNDER THIS SUBTITLE, ceases to be operated as a senior citizen activities or			
6 7	Program is a	(2) an interest in property for which funds have been paid under the assigned, transferred, or conveyed:			
8			(i)	without approval by the Board of Public Works; or	
9			(ii)	for use other than as a senior citizen activities center.	
10	(b)	The	State is	entitled to recover the sum of:	
11 12 13	(1) an amount that equals the value of the [project] property, WITH RESPECT TO WHICH FUNDS HAVE BEEN PAID UNDER THIS SUBTITLE, at the time of the recovery multiplied by a fraction:				
14 15	project; and		(i)	the numerator of which is the amount of the State funds for the	
16 17	the project;	and	(ii)	the denominator of which is the total cost of all eligible work for	
18 19	(2) costs, including reasonable attorneys' fees that the State incurs in recovery proceedings.				
20 21	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take $\epsilon$ October 1, 2017.				
	Approved:				
				Governor.	
	Speaker of the House of Delegates.				

President of the Senate.