

SENATE BILL 1171

F3, L2

6lr3876
CF HB 1401

By: **Senators Pugh, Conway, McFadden, Ferguson, and Nathan-Pulliam**
Constitutional Requirements Complied with for Introduction in the last 35 Days of Session
Introduced and read first time: March 18, 2016
Assigned to: Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 25, 2016

CHAPTER _____

1 AN ACT concerning

2 **Enoch Pratt Free Library – Hours of Operation – Funding**

3 FOR the purpose of ~~establishing the hours and days of the week that each branch~~ requiring
4 a State grant to be made available to fund certain operating expenses for certain
5 branches of the Enoch Pratt Free Library is open to the public that increase their
6 operating hours above those as of a certain date; requiring the State to remit to
7 Baltimore City each year a certain percentage of Governor to include in the State
8 operating budget in certain fiscal years a certain amount in general funds to support
9 certain additional operating expenses of the Enoch Pratt Free Library; requiring
10 Baltimore City to provide funding for a certain percentage of a certain percentage
11 match for each dollar of State funds granted to support certain additional operating
12 expenses of the Enoch Pratt Free Library; authorizing Baltimore City to use certain
13 funds to satisfy certain requirements; providing for a certain calculation; requiring
14 the State Department of Education to establish a certain process; declaring the
15 intent of the General Assembly; requiring the Mayor and City Council of Baltimore
16 City to report to the Department of Budget and Management and to certain
17 committees of the General Assembly on or before a certain date in certain years;
18 requiring the State Department of Education to submit a certain report to the
19 Department of Budget and Management and to certain committees of the General
20 Assembly on or before a certain date; and generally relating to the hours of operation
21 of the Enoch Pratt Free Library.

22 BY repealing and reenacting, with amendments,
23 Article – Education

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 Section 23-402(a)
 2 Annotated Code of Maryland
 3 (2014 Replacement Volume and 2015 Supplement)

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

6 **Article – Education**

7 23-402.

8 (a) (1) The Mayor and City Council of Baltimore shall be governed by the
 9 requirements and regulations pertaining to the Enoch Pratt Free Library of Baltimore City
 10 as provided in Chapter 181 of the Acts of 1882 and any other laws applicable to the
 11 operation of public libraries.

12 (2) The powers and duties of the Board of Trustees of the Enoch Pratt Free
 13 Library are as provided in Chapter 181 of the Acts of 1882 and the Charter and the Articles
 14 of Incorporation of the Enoch Pratt Free Library and other laws applicable to the Board of
 15 Trustees of the Enoch Pratt Free Library.

16 (3) ~~EACH BRANCH A STATE GRANT SHALL BE MADE AVAILABLE TO~~
 17 ~~FUND THE INCREASED OPERATING EXPENSES FOR THE BRANCHES OF THE ENOCH~~
 18 ~~PRATT FREE LIBRARY SHALL BE OPEN TO THE PUBLIC 7 DAYS A WEEK FROM 9 A.M.~~
 19 ~~TO 9 P.M., EXCLUDING HOLIDAYS THAT INCREASE THEIR OPERATING HOURS ABOVE~~
 20 ~~THE HOURS IN EFFECT AS OF JANUARY 1, 2016.~~

21 (4) (I) ~~AS PROVIDED IN THE STATE BUDGET, BEGINNING WITH~~
 22 ~~FISCAL YEAR 2018 FOR FISCAL YEAR 2018 THROUGH FISCAL YEAR 2022, THE~~
 23 ~~STATE SHALL REMIT TO BALTIMORE CITY EACH YEAR AN AMOUNT EQUAL TO 80%~~
 24 ~~OF THE ADDITIONAL OPERATING EXPENSES RELATED TO GOVERNOR SHALL~~
 25 ~~INCLUDE IN THE STATE OPERATING BUDGET \$3,000,000 IN GENERAL FUNDS TO~~
 26 ~~SUPPORT THE ADDITIONAL OPERATING EXPENSES FOR THE INCREASED HOURS OF~~
 27 ~~OPERATION OF ALL THE BRANCHES OF THE ENOCH PRATT FREE LIBRARY THAT, IN~~
 28 ~~THAT FISCAL YEAR, WILL BE SUBJECT TO INCREASED OPERATING HOURS AS~~
 29 ~~PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION.~~

30 (II) 1. ~~TO RECEIVE ANY STATE FUNDS UNDER~~
 31 ~~SUBPARAGRAPH (I) OF THIS PARAGRAPH, BALTIMORE CITY SHALL BE~~
 32 ~~RESPONSIBLE FOR PROVIDING FUNDING EACH YEAR FOR THE REMAINING 20% OF~~
 33 ~~PROVIDE A 25% MATCH FOR EACH DOLLAR OF STATE FUNDS GRANTED TO SUPPORT~~
 34 ~~THE ADDITIONAL OPERATING EXPENSES RELATED TO THE INCREASED HOURS OF~~
 35 ~~OPERATION OF ALL THE BRANCHES OF THE ENOCH PRATT FREE LIBRARY THAT, IN~~
 36 ~~THAT FISCAL YEAR, WILL BE SUBJECT TO INCREASED OPERATING HOURS AS~~
 37 ~~PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION.~~

1 **2. BALTIMORE CITY MAY USE PUBLIC AND PRIVATE**
2 **FUNDS TO SATISFY THE REQUIREMENTS OF SUBSUBPARAGRAPH 1 OF THIS**
3 **SUBPARAGRAPH.**

4 **(III) 1. IN CALCULATING THE ADDITIONAL OPERATING**
5 **EXPENSES OF THE INCREASED HOURS OF OPERATION, THE BASELINE HOURS OF**
6 **OPERATION OF ALL BRANCHES OF THE ENOCH PRATT FREE LIBRARY ARE THOSE**
7 **HOURS OF OPERATION IN EFFECT AS OF JANUARY 1, 2016.**

8 **2. THE DEPARTMENT SHALL ESTABLISH A PROCESS TO**
9 **DISTRIBUTE THE STATE GRANT TO BALTIMORE CITY OR THE ENOCH PRATT FREE**
10 **LIBRARY FOR THE ADDITIONAL OPERATING EXPENSES RELATED TO THE**
11 **INCREASED HOURS OF OPERATION.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That:

13 (a) It is the intent of the General Assembly that the increased operating hours of
14 the Enoch Pratt Free Library as provided in this Act shall be prioritized to the library
15 branches that are located in poor and underserved communities.

16 (b) On or before June 1, 2017, and on or before each June 1 through 2022, the
17 Mayor and City Council of Baltimore City shall provide an annual report to the Department
18 of Budget and Management and, in accordance with § 2-1246 of the State Government
19 Article, the Senate Budget and Taxation Committee and the House Appropriations
20 Committee that includes:

21 (1) a list of the branches of the Enoch Pratt Free Library in the next fiscal
22 year that will be subject to increased operating hours above the operating schedule in place
23 as of January 1, 2016; and

24 (2) an explanation of the selection process for the branches of the Enoch
25 Pratt Free Library that will be subject to increased operating hours in the next fiscal year.

26 SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 31,
27 2020, the State Department of Education shall submit a report to the Department of Budget
28 and Management and, in accordance with § 2-1246 of the State Government Article, the
29 Senate Budget and Taxation Committee and the House Appropriations Committee that:

30 (1) includes an evaluation of the impact of the increased hours of operation
31 of the branches of the Enoch Pratt Free Library;

32 (2) discusses the appropriateness of continued increased State funding for
33 increased hours of operation of branches of the Enoch Pratt Free Library above the hours
34 of operation in effect as of January 1, 2016; and

1 (3) includes recommendations for the future of continued increased State
2 funding for the Enoch Pratt Free Library, including new technologies and changing
3 neighborhood demographics and characteristics.

4 SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.