

SENATE BILL 417

P1, F1

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CF 8lr0932

By: **Senators Robinson, Benson, Currie, Kelley, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Oaks, and Smith**

Introduced and read first time: January 25, 2018

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Commission on African American Patriots in the American Revolutionary War**

3 FOR the purpose of establishing the Commission on African American Patriots in the
4 American Revolutionary War; providing for the composition, chair, staffing, and
5 office space of the Commission; providing for the compensation of the chair of the
6 Commission; providing that a member of the Commission is entitled to receive a
7 certain stipend under certain circumstances; requiring that the staff provided to the
8 Commission be adequately funded to perform certain duties; requiring the
9 Commission, in consultation with certain persons, to conduct research to advance
10 the documentation of African American patriots in the American Revolutionary War;
11 requiring the Commission to determine and send to the county boards of education
12 certain information; requiring the Commission to use certain research in
13 determining the information to be sent to the county boards of education under a
14 certain provision of this Act and in developing a certain publication; requiring the
15 Commission to develop and print a certain publication; requiring the Governor to
16 include certain funds in the annual budget bill for a certain fiscal year for certain
17 purposes; requiring the Commission to assemble a certain inventory of sites;
18 requiring the Commission to develop a plan to commemorate Maryland African
19 American patriots in the American Revolutionary War through the placement of
20 statues, landmark plaques, or historical markers; requiring the Commission to work
21 with the Department of General Services to implement a certain plan; requiring that
22 the collection in each public school library or media center include a certain
23 publication on Maryland African American patriots in the American Revolutionary
24 War; authorizing each county board of education to provide instruction on Maryland
25 African American patriots in the American Revolutionary War as part of the social
26 studies curriculum in primary and secondary public schools in the county; requiring
27 a county board, under certain circumstances, to consider information sent by the
28 Commission in developing its instruction on Maryland African American patriots in
29 the American Revolutionary War; providing for the termination of this Act; and
30 generally relating to the Commission on African American Patriots in the American

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Revolutionary War.

2 BY repealing and reenacting, with amendments,
3 Article – Education
4 Section 7–106(b)
5 Annotated Code of Maryland
6 (2014 Replacement Volume and 2017 Supplement)

7 BY adding to
8 Article – Education
9 Section 7–441
10 Annotated Code of Maryland
11 (2014 Replacement Volume and 2017 Supplement)

12 BY adding to
13 Article – State Government
14 Section 9–3301 to be under the new subtitle “Subtitle 33. Commission on African
15 American Patriots in the American Revolutionary War”
16 Annotated Code of Maryland
17 (2014 Replacement Volume and 2017 Supplement)

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

20 **Article – Education**

21 7–106.

22 (b) (1) Each county board shall adopt procedures for the selection and
23 purchase for use in each public school library or media center of a collection of books and
24 auditory and visual materials concerning African American history.

25 (2) The collection in each library or media center shall [be]:

26 (i) **BE** appropriate for students in each age group and reading level
27 in the school; **AND**

28 (ii) **INCLUDE THE PUBLICATION ON MARYLAND AFRICAN**
29 **AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR DEVELOPED AND**
30 **PRINTED UNDER § 9–3301(H) OF THE STATE GOVERNMENT ARTICLE.**

31 7–441.

32 (A) **EACH COUNTY BOARD MAY PROVIDE INSTRUCTION ON AFRICAN**
33 **AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR AS PART OF THE**
34 **SOCIAL STUDIES CURRICULUM IN PRIMARY AND SECONDARY PUBLIC SCHOOLS IN**

1 THE COUNTY.

2 (B) IF A COUNTY BOARD ELECTS TO PROVIDE THE INSTRUCTION
3 AUTHORIZED UNDER SUBSECTION (A) OF THIS SECTION, THE COUNTY BOARD SHALL
4 CONSIDER INFORMATION SENT BY THE COMMISSION ON AFRICAN AMERICAN
5 PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR IN DEVELOPING THE
6 INSTRUCTION TO BE PROVIDED.

7 Article – State Government

8 SUBTITLE 33. COMMISSION ON AFRICAN AMERICAN PATRIOTS IN THE AMERICAN
9 REVOLUTIONARY WAR.

10 9–3301.

11 (A) THERE IS A COMMISSION ON AFRICAN AMERICAN PATRIOTS IN THE
12 AMERICAN REVOLUTIONARY WAR.

13 (B) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:

14 (1) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY
15 THE PRESIDENT OF THE SENATE;

16 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY
17 THE SPEAKER OF THE HOUSE;

18 (3) THE STATE ARCHIVIST, OR THE ARCHIVIST’S DESIGNEE;

19 (4) THE SECRETARY OF EDUCATION, OR THE SECRETARY’S
20 DESIGNEE; AND

21 (5) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:

22 (I) TWO REPRESENTATIVES OF THE ASSOCIATION FOR THE
23 STUDY OF AFRICAN AMERICAN LIFE AND HISTORY;

24 (II) TWO REPRESENTATIVES OF THE MARYLAND CHAPTER OF
25 THE AFRO–AMERICAN HISTORICAL AND GENEALOGICAL SOCIETY;

26 (III) ONE REPRESENTATIVE OF THE BALTIMORE CITY BOARD OF
27 EDUCATION;

28 (IV) ONE REPRESENTATIVE OF THE BLACKS OF THE
29 CHESAPEAKE FOUNDATION;

1 (V) ONE REPRESENTATIVE OF BOWIE STATE UNIVERSITY;

2 (VI) ONE REPRESENTATIVE OF THE AFRICAN AMERICAN
3 HERITAGE SOCIETY OF CHARLES COUNTY;

4 (VII) ONE REPRESENTATIVE OF FROSTBURG STATE UNIVERSITY;

5 (VIII) ONE REPRESENTATIVE OF THE HERITAGE MUSEUM;

6 (IX) TWO REPRESENTATIVES OF THE MARYLAND COMMISSION
7 ON AFRICAN AMERICAN HISTORY AND CULTURE;

8 (X) ONE REPRESENTATIVE OF MORGAN STATE UNIVERSITY;

9 (XI) ONE REPRESENTATIVE OF THE NATIONAL ASSOCIATION
10 FOR THE ADVANCEMENT OF COLORED PEOPLE;

11 (XII) TWO REPRESENTATIVES OF THE NATIONAL ASSOCIATION
12 FOR BLACK VETERANS; AND

13 (XIII) ONE REPRESENTATIVE FROM THE UNIVERSITY SYSTEM OF
14 MARYLAND.

15 (C) (1) THE CHAIR OF THE COMMISSION SHALL BE THE APPOINTED
16 MEMBER FROM THE HERITAGE MUSEUM.

17 (2) THE COMMISSION CHAIR SHALL BE ENTITLED TO AN ANNUAL
18 SALARY OF \$48,000.

19 (D) (1) THE MARYLAND STATE ARCHIVES SHALL PROVIDE OFFICE
20 SPACE AND STAFF FOR THE COMMISSION.

21 (2) THE STAFF PROVIDED UNDER PARAGRAPH (1) OF THIS
22 SUBSECTION SHALL BE ADEQUATELY FUNDED TO CARRY OUT THE DUTIES OF THE
23 COMMISSION.

24 (3) THE DUTIES OF THE STAFF PROVIDED UNDER PARAGRAPH (1) OF
25 THIS SUBSECTION SHALL INCLUDE:

26 (I) ASSISTING THE COMMISSION IN ALL BUSINESS ACTIVITIES;

27 (II) PERFORMING ADMINISTRATIVE ACTIVITIES FOR THE

1 COMMISSION; AND

2 (III) ANY OTHER TASKS ASSIGNED BY THE COMMISSION CHAIR.

3 (E) BEGINNING IN FISCAL YEAR 2020 AND FOR THE IMMEDIATELY
4 FOLLOWING 3 FISCAL YEARS, A MEMBER OF THE COMMISSION WHO SERVED ON THE
5 COMMISSION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR SHALL BE ENTITLED
6 TO A STIPEND OF \$5,000.

7 (F) THE COMMISSION SHALL CONDUCT RESEARCH TO ADVANCE THE
8 DOCUMENTATION OF AFRICAN AMERICAN PATRIOTS IN THE AMERICAN
9 REVOLUTIONARY WAR IN CONSULTATION WITH:

10 (1) THE MARYLAND STATE ARCHIVES;

11 (2) THE NATIONAL ARCHIVES AND RECORDS ADMINISTRATION;

12 (3) DAUGHTERS OF THE AMERICAN REVOLUTION;

13 (4) REGIONAL HISTORICAL SOCIETIES; AND

14 (5) UNIVERSITY FACULTIES.

15 (G) (1) THE COMMISSION SHALL DETERMINE AND SEND TO THE COUNTY
16 BOARDS OF EDUCATION THE INFORMATION THAT MAY BE USED IN PROVIDING THE
17 INSTRUCTION AUTHORIZED UNDER § 7-441 OF THE EDUCATION ARTICLE
18 REGARDING AFRICAN AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY
19 WAR.

20 (2) THE COMMISSION SHALL USE THE RESEARCH CONDUCTED
21 UNDER SUBSECTION (F) OF THIS SECTION IN DETERMINING THE INFORMATION TO
22 BE SENT TO THE COUNTY BOARDS OF EDUCATION UNDER PARAGRAPH (1) OF THIS
23 SUBSECTION.

24 (H) (1) THE COMMISSION SHALL DEVELOP AND PRINT A PUBLICATION
25 ON THE HISTORY AND RECORDS OF THE MARYLAND AFRICAN AMERICAN PATRIOTS
26 IN THE AMERICAN REVOLUTIONARY WAR.

27 (2) IN DEVELOPING THE PUBLICATION UNDER PARAGRAPH (1) OF
28 THIS SUBSECTION, THE COMMISSION SHALL USE THE RESEARCH CONDUCTED
29 UNDER SUBSECTION (F) OF THIS SECTION.

30 (I) (1) THE COMMISSION SHALL ASSEMBLE AN INVENTORY OF SITES IN

1 THE STATE THAT ARE SIGNIFICANT FOR MARYLAND AFRICAN AMERICAN PATRIOTS
2 IN THE AMERICAN REVOLUTIONARY WAR.

3 (2) THE COMMISSION SHALL DEVELOP A PLAN TO COMMEMORATE
4 MARYLAND AFRICAN AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY
5 WAR FOR THE SITES INVENTORIED UNDER PARAGRAPH (1) OF THIS SUBSECTION
6 THROUGH THE PLACEMENT OF:

7 (I) STATUES;

8 (II) LANDMARK PLAQUES; OR

9 (III) HISTORICAL MARKERS.

10 (3) THE COMMISSION SHALL WORK WITH THE DEPARTMENT OF
11 GENERAL SERVICES TO IMPLEMENT THE PLAN DEVELOPED UNDER PARAGRAPH (2)
12 OF THIS SUBSECTION.

13 SECTION 2. AND BE IT FURTHER ENACTED, That, for fiscal year 2020, the
14 Governor shall include in the annual budget bill:

15 (1) at least \$100,000 for the Commission on African American Patriots in
16 the American Revolutionary War to conduct research and print the publication required
17 under § 9–3301(h) of the State Government Article, as enacted by Section 1 of this Act; and

18 (2) at least \$100,000 for the Commission on African American Patriots in
19 the American Revolutionary War to develop and implement the plan to commemorate
20 Maryland African American patriots in the American Revolutionary War as required under
21 § 9–3301(i) of the State Government Article, as enacted by Section 1 of this Act.

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2018. It shall remain effective for a period of 5 years and, at the end of September
24 30, 2023, this Act, with no further action required by the General Assembly, shall be
25 abrogated and of no further force and effect.