

**HB0439/354339/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 439  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “State Government – State Designations – Recommendations and Advice”; in line 5, after “law” insert “; authorizing the State Archivist to review, evaluate, and make recommendations to the General Assembly regarding State designations under certain circumstances; requiring the State Archivist to make recommendations to the General Assembly regarding State designations under certain circumstances; and generally relating to recommendations and advice regarding State designations”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Article – State Government

Section 9-1007

Annotated Code of Maryland

(2004 Replacement Volume and 2008 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 25, insert:

“9-1007.

(a) In addition to any powers set forth elsewhere, the State Archivist may:

(1) adopt regulations to:

(i) govern the Archives;

(Over)

(ii) manage the Hall of Records Building and other real and personal property that the Archives acquires;

(iii) manage the records under the supervision of the Archives;  
and

(iv) define the categories of records in the report of the Records Management Division under § 10–634 of this article; [and]

(2) have a seal; AND

**(3) UPON REQUEST, OR AT THE STATE ARCHIVIST’S DISCRETION, REVIEW, EVALUATE, AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING STATE DESIGNATIONS UNDER TITLE 13 OF THIS ARTICLE.**

**(B) AT THE REQUEST OF THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE, THE STATE ARCHIVIST SHALL REVIEW, EVALUATE, AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING STATE DESIGNATIONS UNDER TITLE 13 OF THIS ARTICLE.**

**[(b)] (C) (1) The State Archivist may establish reasonable fees for the care and preservation of records and other services provided by the Archives.**

(2) Fees may be in the form of:

(i) a percentage not to exceed 2% of an existing fee charged at the time of the creation of a record in any form or format; or

(ii) a flat rate subscription charge for a publication of the Archives.

(3) Of the fees collected, 7% shall be deposited in the Archives Endowment Account of the State Archives Fund established under § 9-1013 of this subtitle as an educational and entrepreneurial reserve.

[(c)] (D) The State Archivist shall submit to the Governor and, subject to § 2-1246 of this article, to the General Assembly an annual report on the activities of the Archives and the Commission during the preceding fiscal year.”.