

SENATE BILL 166

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By: **Senator Conway**

Introduced and read first time: January 19, 2010

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Government – State Designations – Review, Evaluation, and**
3 **Recommendation by the State Archivist**

4 FOR the purpose of authorizing the State Archivist to review, evaluate, and make
5 recommendations to the General Assembly regarding State designations under
6 certain circumstances; requiring the State Archivist to review, evaluate, and
7 make recommendations to the General Assembly regarding State designations
8 under certain circumstances; and generally relating to recommendations and
9 advice regarding State designations.

10 BY repealing and reenacting, with amendments,
11 Article – State Government
12 Section 9–1007
13 Annotated Code of Maryland
14 (2009 Replacement Volume)

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

17 **Article – State Government**

18 9–1007.

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

20 (1) adopt regulations to:

21 (i) govern the Archives;

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

5 (2) have a seal; AND

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

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

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

16 (2) Fees may be in the form of:

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

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

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

24 **[(c)] (D)** The State Archivist shall submit to the Governor and, subject to §
25 2–1246 of this article, to the General Assembly an annual report on the activities of
26 the Archives and the Commission during the preceding fiscal year.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2010.