

SENATE BILL 166

P1

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CF HB 345

By: **Senator Conway**

Introduced and read first time: January 19, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 9, 2010

CHAPTER _____

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:

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 (1) adopt regulations to:
- 2 (i) govern the Archives;
- 3 (ii) manage the Hall of Records Building and other real and
4 personal property that the Archives acquires;
- 5 (iii) manage the records under the supervision of the Archives;
6 and
- 7 (iv) define the categories of records in the report of the Records
8 Management Division under § 10–634 of this article; [and]

9 (2) have a seal; AND

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

14 **(B) AT THE REQUEST OF THE PRESIDENT OF THE SENATE ~~OR~~ , THE**
15 **SPEAKER OF THE HOUSE, THE CHAIR OF THE SENATE EDUCATION, HEALTH,**
16 **AND ENVIRONMENTAL AFFAIRS COMMITTEE, OR THE CHAIR OF THE HOUSE**
17 **HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, THE STATE ARCHIVIST**
18 **SHALL REVIEW, EVALUATE, AND MAKE RECOMMENDATIONS TO THE GENERAL**
19 **ASSEMBLY REGARDING STATE DESIGNATIONS UNDER TITLE 13 OF THIS**
20 **ARTICLE.**

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

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

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

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

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

31 **[(c)] (D)** The State Archivist shall submit to the Governor and, subject to §
32 2–1246 of this article, to the General Assembly an annual report on the activities of
33 the Archives and the Commission during the preceding fiscal year.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.