

HOUSE BILL 1330

P1, D1

9lr3201
CF SB 594

By: **Delegates R. Watson, D. Barnes, Barron, D.M. Davis, Jackson, and Wilkins**

Introduced and read first time: February 15, 2019

Assigned to: Rules and Executive Nominations

Re-referred to: Judiciary, February 25, 2019

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2019

CHAPTER _____

1 AN ACT concerning

2 **State Law Library – Renaming**

3 FOR the purpose of renaming the State Law Library to be the Thurgood Marshall State
4 Law Library; providing that the Thurgood Marshall State Law Library is the
5 successor of the State Law Library; providing that certain names and titles of a
6 certain unit and officials in laws and other documents mean the names and titles of
7 the successor unit and officials; providing for the continuity of certain matters and
8 persons; providing that letterhead, business cards, and other documents reflecting
9 the renaming of the Library may not be used until all letterhead, business cards, and
10 other documents already in print and reflecting the name of the Library before the
11 effective date of this Act are used; requiring the publisher of the Annotated Code, in
12 consultation with the Department of Legislative Services, to correct cross-references
13 and terminology in the Code that are rendered incorrect by this Act; making
14 conforming changes; and generally relating to the renaming of the State Law
15 Library.

16 BY repealing and reenacting, with amendments,
17 Article – Courts and Judicial Proceedings
18 Section 13–204(c), 13–501, 13–503, and 13–504
19 Annotated Code of Maryland
20 (2013 Replacement Volume and 2018 Supplement)

21 BY repealing and reenacting, with amendments,
22 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 23–301(b)(2)(iv)
2 Annotated Code of Maryland
3 (2018 Replacement Volume and 2018 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article – Local Government
6 Section 9–102(2), 9–203(4), 9–206(b)(1)(iii), 9–306(d)(4), and 9–314(b)(1)(iii)
7 Annotated Code of Maryland
8 (2013 Volume and 2018 Supplement)

9 BY repealing and reenacting, with amendments,
10 Article – State Government
11 Section 2–409(b)(3)(ii) and 7–216(c)(2)
12 Annotated Code of Maryland
13 (2014 Replacement Volume and 2018 Supplement)

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

16 **Article – Courts and Judicial Proceedings**

17 13–204.

18 (c) The State Reporter shall have the Maryland Reports and Maryland Appellate
19 Reports distributed as appropriate and may deliver any excess copies to the [State]
20 **THURGOOD MARSHALL STATE** Law Library.

21 13–501.

22 The [State] **THURGOOD MARSHALL STATE** Law Library shall be part of the
23 Judiciary Department and shall operate under the supervision of a library committee to be
24 appointed as provided in this subtitle.

25 13–503.

26 The library committee may:

27 (1) Appoint a Director to be compensated as provided in the State budget;

28 (2) Make rules and regulations for the conduct and operation of the [State]
29 **THURGOOD MARSHALL STATE** Law Library; and

30 (3) Direct the Director to purchase from time to time books, maps, and
31 periodicals for the use of the [State] **THURGOOD MARSHALL STATE** Law Library.

32 13–504.

1 The Director of the [State] **THURGOOD MARSHALL STATE** Law Library may:

2 (1) Appoint employees, with the approval of the library committee, to assist
3 in the performance of the duties of the Director. Employees shall be compensated as
4 provided in the budget;

5 (2) Not allow any book, map, or documents to be removed from the [State]
6 **THURGOOD MARSHALL STATE** Law Library, except by the executive and legislative
7 departments, other State agencies located in Annapolis, members of the General Assembly,
8 and judges of the Court of Appeals and Court of Special Appeals, or on interlibrary loan to
9 other libraries;

10 (3) Accept excess copies of the Maryland Reports and Maryland Appellate
11 Reports from the State Reporter;

12 (4) With the approval of the library committee, sell or exchange, from time
13 to time, books from the [State] **THURGOOD MARSHALL STATE** Law Library, including
14 the Maryland Reports, Maryland Appellate Reports, codes, maps, and periodicals. The
15 proceeds of the sales, after deducting the expenses, shall be paid over to the State Treasurer
16 within 30 days after receipt. However, a book, map, or periodical may not be sold if its sale
17 would break a set;

18 (5) Report in writing to the library committee as often as required by the
19 committee upon the operations of the [State] **THURGOOD MARSHALL STATE** Law
20 Library; and

21 (6) Perform other duties assigned by law to the Director.

22 Article – Education

23 23–301.

24 (b) (2) “Depository library” includes:

25 (iv) The Maryland [State] **THURGOOD MARSHALL STATE** Law
26 Library;

27 Article – Local Government

28 9–102.

29 If the county commissioners or county council of a county publishes a code or
30 compilation that contains all or part of the public local laws of the county, the county
31 commissioners or county council shall provide without charge:

1 (2) one printed copy to the [State] THURGOOD MARSHALL STATE Law
2 Library; and

3 9–203.

4 After the adoption or rejection of charter home rule, a county promptly shall notify
5 and provide copies of the adopted or rejected charter to the following:

6 (4) one copy to the Maryland [State] THURGOOD MARSHALL STATE Law
7 Library.

8 9–206.

9 (b) (1) Subject to paragraph (3) of this subsection, copies of the compilation
10 shall be:

11 (iii) provided in printed form without charge to the State Archives
12 and the Maryland [State] THURGOOD MARSHALL STATE Law Library.

13 9–306.

14 (d) After the adoption or rejection of code home rule, the county commissioners
15 promptly shall send notification as follows:

16 (4) one copy to the Maryland [State] THURGOOD MARSHALL STATE Law
17 Library.

18 9–314.

19 (b) (1) Subject to paragraph (3) of this subsection, copies of the compilation
20 shall be:

21 (iii) provided in printed form without charge to the State Archives
22 and the Maryland [State] THURGOOD MARSHALL STATE Law Library.

23 **Article – State Government**

24 2–409.

25 (b) (3) The Committee shall:

26 (ii) send this report to each other elected State officer and to the
27 [State] THURGOOD MARSHALL STATE Law Library.

28 7–216.

1 (c) The Administrator shall provide, without charge:

2 (2) to the Enoch Pratt Library and the [State] THURGOOD MARSHALL
3 STATE Law Library, 1 copy of:

4 (i) the Code of Maryland Regulations;

5 (ii) each issue of the permanent supplements to the Code of
6 Maryland Regulations; and

7 (iii) each issue of the Register; and

8 SECTION 2. AND BE IT FURTHER ENACTED, That nothing in this Act affects the
9 term of office of an appointed or elected member of any commission, office, department,
10 agency, or other unit. An individual who is a member of a unit on the effective date of this
11 Act shall remain a member for the balance of the term to which appointed or elected, unless
12 the member sooner dies, resigns, or is removed under provisions of law.

13 SECTION 3. AND BE IT FURTHER ENACTED, That any transaction or
14 employment status affected by or flowing from any change of nomenclature or any statute
15 amended by this Act and validly entered into or existing before the effective date of this Act
16 and every right, duty, or interest flowing from a statute amended by this Act remains valid
17 after the effective date of this Act and may be terminated, completed, consummated, or
18 enforced as required or allowed by any statute amended by this Act as though the
19 amendment had not occurred. If a change in nomenclature involves a change in name or
20 designation of any State unit, the successor unit shall be considered in all respects as
21 having the powers and obligations granted the former unit.

22 SECTION 4. AND BE IT FURTHER ENACTED, That:

23 (1) the continuity of every commission, office, department, agency or other
24 unit is retained; and

25 (2) the personnel, records, files, furniture, fixtures, and other properties
26 and all appropriations, credits, assets, liabilities, and obligations of each retained unit are
27 continued as the personnel, records, files, furniture, fixtures, properties, appropriations,
28 credits, assets, liabilities, and obligations of the unit under the laws enacted by this Act.

29 SECTION 5. AND BE IT FURTHER ENACTED, That letterhead, business cards,
30 and other documents reflecting the renaming of the State Law Library to be the Thurgood
31 Marshall State Law Library may not be used until all letterhead, business cards, and other
32 documents already in print and reflecting the name of the library before the effective date
33 of this Act have been used.

34 SECTION 6. AND BE IT FURTHER ENACTED, That the publisher of the
35 Annotated Code of Maryland, in consultation with and subject to the approval of the
36 Department of Legislative Services, shall correct, with no further action required by the

1 General Assembly, cross-references and terminology rendered incorrect by this Act. The
2 publisher shall adequately describe any correction made in an editor's note following the
3 section affected.

4 SECTION 7. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2019.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.