

HOUSE BILL 1330

P1, D1

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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

A BILL ENTITLED

AN ACT concerning

State Law Library – Renaming

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

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

BY repealing and reenacting, with amendments,
Article – Education
Section 23–301(b)(2)(iv)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 9–102(2), 9–203(4), 9–206(b)(1)(iii), 9–306(d)(4), and 9–314(b)(1)(iii)
Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2013 Volume and 2018 Supplement)

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

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

Article – Courts and Judicial Proceedings

13–204.

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

13–501.

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

13–503.

The library committee may:

- (1) Appoint a Director to be compensated as provided in the State budget;
- (2) Make rules and regulations for the conduct and operation of the [State] **THURGOOD MARSHALL** Law Library; and
- (3) Direct the Director to purchase from time to time books, maps, and periodicals for the use of the [State] **THURGOOD MARSHALL** Law Library.

13–504.

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

- (1) Appoint employees, with the approval of the library committee, to assist in the performance of the duties of the Director. Employees shall be compensated as provided in the budget;
- (2) Not allow any book, map, or documents to be removed from the [State]

THURGOOD MARSHALL Law Library, except by the executive and legislative departments, other State agencies located in Annapolis, members of the General Assembly, and judges of the Court of Appeals and Court of Special Appeals, or on interlibrary loan to other libraries;

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

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

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

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

Article – Education

23–301.

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

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

Article – Local Government

9–102.

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

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

9–203.

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

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

9–206.

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

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

9–306.

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

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

9–314.

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

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

Article – State Government

2–409.

(b) (3) The Committee shall:

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

7–216.

(c) The Administrator shall provide, without charge:

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

(i) the Code of Maryland Regulations;

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

(iii) each issue of the Register; and

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

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

SECTION 4. AND BE IT FURTHER ENACTED, That:

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

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

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

SECTION 6. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross-references and terminology rendered incorrect by this Act. The publisher shall adequately describe any correction made in an editor's note following the section affected.

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