### HOUSE BILL 1048

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#### By: **Delegate Henson** Introduced and read first time: February 10, 2022 Assigned to: Appropriations

#### A BILL ENTITLED

#### 1 AN ACT concerning

## 2 Commission on African American History and Culture – Alterations 3 (Senator Verda Welcome Act)

FOR the purpose of requiring the Maryland Historical Trust to provide certain support to
capital projects that received funding from the African American Heritage
Preservation Program; establishing the Commission on African American History
and Culture as an independent agency; requiring the Governor to include certain
appropriations in the annual State budget bill; and generally relating to the
Commission on African American History and Culture.

- 10 BY renumbering
- 11 Article State Government
- Section 9.5–401 through 9.5–408, respectively, and the subtitle "Subtitle 4.
   Commission on African American History and Culture"
- to be Section 9–3501 through 9–3508, respectively, and the subtitle "Subtitle 35.
   Commission on African American History and Culture"
- 16 Annotated Code of Maryland
- 17 (2021 Replacement Volume)
- 18 BY repealing and reenacting, without amendments,
- 19 Article State Finance and Procurement
- 20 Section 5A–301(a) and (m)
- 21 Annotated Code of Maryland
- 22 (2021 Replacement Volume)
- 23 BY repealing and reenacting, with amendments,
- 24 Article State Finance and Procurement
- 25 Section 5A–330(b)
- 26 Annotated Code of Maryland
- 27 (2021 Replacement Volume)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 BY repealing and reenacting, with amendments,
- 2 Article State Government
- 3 Section 9–3502, 9–3506(c), and 9–3508
- 4 Annotated Code of Maryland
- 5 (2021 Replacement Volume)
- 6 (As enacted by Section 1 of this Act)
- 7 BY repealing and reenacting, with amendments,
- 8 Article State Government
- 9 Section 9.5–101(b)
- 10 Annotated Code of Maryland
- 11 (2021 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, 13 That Section(s) 9.5–401 through 9.5–408, respectively, and the subtitle "Subtitle 4. 14 Commission on African American History and Culture" of Article – State Government of 15 the Annotated Code of Maryland be renumbered to be Section(s) 9–3501 through 9–3508, 16 respectively, and the subtitle "Subtitle 35. Commission on African American History and 17 Culture".

18 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read 19 as follows:

20

#### Article – State Finance and Procurement

21 5A–301.

22 (a) In this subtitle the following words have the meanings indicated.

- 23 (m) "Trust" means the Maryland Historical Trust.
- 24 5A–330.

25 (b) (1) There is an African American Heritage Preservation Program in the 26 Trust.

(2) The purpose of the Program is to identify and preserve buildings,
 communities, and sites of historical and cultural importance to the African American
 experience in the State.

30 (3) The Trust shall develop and administer the Program in partnership 31 with the Commission.

32 (4) THE TRUST SHALL PROVIDE OPERATIONAL AND PROGRAM 33 SUPPORT FOR ALL CAPITAL PROJECTS THAT RECEIVED FUNDING FROM THE 34 PROGRAM.

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#### Article - State Government

2 9-3502.

3 (A) There is a Commission on African American History and Culture [in the 4 Governor's Office of Community Initiatives].

#### 5 (B) THE COMMISSION IS AN INDEPENDENT UNIT IN THE EXECUTIVE 6 BRANCH OF STATE GOVERNMENT.

7 9–3506.

8 (c) Subject to the rules and policies adopted by the Commission [and the 9 administrative supervision of the Governor in accordance with Title 8, Subtitle 3 of this 10 article], the director shall:

- 11
- (1) administer the activities of the Commission; and
- 12

supervise the appointment and removal of Commission personnel.

13 9-3508.

(2)

14 (a) (1) The Commission may seek money from the federal government, 15 foundations, and private sources in addition to State financing.

16 (2) The Commission may accept gifts, grants, donations, bequests, or 17 endowments for any of its purposes.

18 (b) Money received under subsection (a) of this section, income from the operation 19 of the Banneker–Douglass Museum, and money from educational materials and activities 20 of the Commission are not subject to § 7–302 of the State Finance and Procurement Article.

#### 21 (c) (1) FOR EACH FISCAL YEAR, THE GOVERNOR SHALL INCLUDE IN THE 22 ANNUAL BUDGET BILL AN APPROPRIATION OF \$1,600,000 FOR THE COMMISSION.

# (2) FOR FISCAL YEAR 2024, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$3,000,000 FOR CAPITAL REPAIRS AT THE BANNEKER-DOUGLASS MUSEUM INCLUDING REPAIRS TO THE HEATING AND COOLING SYSTEMS, ELEVATOR REPAIRS, TECHNOLOGY UPGRADES, RESTORATION OF THE ORIGINAL FLOORING, AND THE UPDATE OF PERMANENT EXHIBITS TO INCLUDE ADDITIONAL MARYLAND BLACK HISTORY MILESTONES.

29 **(D)** Money maintained under this section is subject to audit by the State, including 30 the Legislative Auditor.

	4	HOUSE BILL 1048
1	9.5–101.	
$\frac{2}{3}$	(b) units:	The Governor's Office of Community Initiatives shall include the following
4 5	this title;	(1) the Governor's Office on Service and Volunteerism, under Subtitle 2 of
6		(2) the Commission on Indian Affairs, under Subtitle 3 of this title;
$7 \\ 8$	Subtitle 4 of	(3) <b>[</b> the Commission on African American History and Culture, under f this title;
9		(4)] the Commission on LGBTQ Affairs, under Subtitle 5 of this title; and
10		[(5)] (4) any other unit as authorized by law or executive order.
$\begin{array}{c} 11 \\ 12 \end{array}$	SECT 1, 2022.	TION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July