

SENATE BILL 517

M1

EMERGENCY BILL

3lr2356
CF HB 1140

By: **Cecil County Senators and Senator Augustine**

Introduced and read first time: February 3, 2023

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2023

CHAPTER _____

1 AN ACT concerning

2 **Port of Deposit State Historical Park – ~~Included Areas~~ Planning**

3 FOR the purpose of altering the ~~areas included in the Port of Deposit State Historical Park;~~
4 ~~authorizing, rather than requiring, the Bainbridge Development Corporation to~~
5 ~~transfer a certain portion of a certain site to the Department of Natural Resources~~
6 ~~on or before a certain date;~~ composition of the stakeholder advisory committee to
7 advise the Department of Natural Resources on the scope and management of Port
8 of Deposit State Historical Park; requiring the Department to make a certain report
9 to the General Assembly on or before a certain date; altering the deadline for the
10 Bainbridge Development Corporation to transfer certain property to the
11 Department; requiring the Department to preserve certain property in a certain
12 manner; authorizing the Governor to include, for a certain fiscal year, a certain
13 appropriation in the State budget to the Department for a certain archaeological
14 survey and soil study; and generally relating to the Port of Deposit State Historical
15 Park.

16 ~~BY repealing and reenacting, without amendments,~~
17 ~~Article – Natural Resources~~
18 ~~Section 5–1012(g)(1)~~
19 ~~Annotated Code of Maryland~~
20 ~~(2018 Replacement Volume and 2022 Supplement)~~

21 BY repealing and reenacting, with amendments,
22 Article – Natural Resources
23 Section ~~5–1012(g)(2)~~ 5–1012(g)

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 Annotated Code of Maryland
2 (2018 Replacement Volume and 2022 Supplement)

3 BY repealing and reenacting, with amendments,
4 Chapter 39 of the Acts of the General Assembly of 2022
5 Section 5

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

8 **Article – Natural Resources**

9 5–1012.

10 (g) (1) (i) The Department shall establish the Port of Deposit State
11 Historical Park as a partnership park that seeks to educate the public about and preserve
12 and interpret the lives and experiences of Black Americans both before and after the
13 abolition of slavery.

14 (ii) Port of Deposit State Historical Park shall be held by the State
15 as a State park under the protection and administration of the Department.

16 (2) Port of Deposit State Historical Park shall consist of a portion of the
17 Bainbridge Naval Training Center site, measuring ~~¶~~not less than 120 acres and~~¶~~ not more
18 than 150 acres, that the Bainbridge Development Corporation transfers to the Department,
19 including:

20 (i) ~~¶~~The historic Tome School;

21 (ii)~~¶~~ The Snow Hill archaeological site; and

22 ~~¶(iii) (H)~~ The adjacent wooded conservation area.

23 (3) (i) The Department shall establish a stakeholder advisory
24 committee to advise the Department on the scope and management of Port of Deposit State
25 Historical Park.

26 (ii) The stakeholder advisory committee shall consist of the following
27 members:

28 1. One member designated by the Mayor and Town Council
29 of Port Deposit;

30 2. Two members OF THE HOUSE OF DELEGATES AND ONE
31 MEMBER OF THE SENATE OF MARYLAND REPRESENTING CECIL COUNTY, designated
32 by the Cecil County Delegation of the General Assembly;

- 1 3. The County Executive of Cecil County, or the County
2 Executive’s designee;

- 3 4. The President of the Cecil County Council, or the
4 President’s designee;

- 5 5. The President of the Cecil County branch of the NAACP,
6 or the President’s designee;

- 7 6. The President of the Historical Society of Cecil County, or
8 the President’s designee;

- 9 7. The Director of the Cecil County Department of Parks and
10 Recreation;

- 11 8. THE CHAIR OF THE BAINBRIDGE DEVELOPMENT
12 CORPORATION, OR THE CHAIR’S DESIGNEE;

- 13 9. THE CHIEF ARCHAEOLOGIST OF THE MARYLAND
14 DEPARTMENT OF TRANSPORTATION, STATE HIGHWAY ADMINISTRATION, OR THE
15 CHIEF ARCHAEOLOGIST’S DESIGNEE; AND

- 16 [8.] 10. The following nonvoting ex officio members:
- 17 A. The Secretary, or the Secretary’s designee;
- 18 B. THE SECRETARY OF COMMERCE, OR THE
19 SECRETARY’S DESIGNEE;
- 20 C. THE SECRETARY OF THE ENVIRONMENT, OR THE
21 SECRETARY’S DESIGNEE;
- 22 D. THE SECRETARY OF PLANNING, OR THE
23 SECRETARY’S DESIGNEE;

- 24 [B.] E. The Director of the Maryland Historical Trust, or
25 the Director’s designee;

- 26 [C.] F. The President of the Lower Susquehanna Heritage
27 Greenway, or the President’s designee;

- 28 [D.] G. The Superintendent of Cecil County Public Schools;
- 29 [E.] H. The Executive Director of the Cecil County Public
30 Library; and

1 [F.] I. The President of Cecil College; and

2 9. Any other members as determined by the Department].

3 (iii) To the extent practicable, the stakeholder advisory committee
4 shall reflect the diversity of Cecil County.

5 (4) On or before [January 1, 2023] SEPTEMBER 1, 2024, the Department
6 shall submit a report to the General Assembly, in accordance with § 2-1257 of the State
7 Government Article on:

8 (i) Property that is suitable for inclusion in Port of Deposit State
9 Historical Park; [and]

10 (ii) The funding needed to establish and promote Port of Deposit
11 State Historical Park; AND

12 (iii) THE APPROPRIATE MANNER OF PRESERVING PROPERTY
13 THAT IS NOT IDENTIFIED FOR INCLUSION IN PORT OF DEPOSIT STATE HISTORICAL
14 PARK IN PERPETUITY FOR ITS ARCHAEOLOGICAL, HISTORICAL, AND CULTURAL
15 SIGNIFICANCE.

16 **Chapter 39 of the Acts of 2022**

17 SECTION 5. AND BE IT FURTHER ENACTED, ~~That, on~~ **THAT:**

18 (A) **ON** or before June 1, [2023] ~~2024~~ **2025**, the Bainbridge Development
19 Corporation ~~[shall]~~ **MAY** transfer to the Department of Natural Resources a portion of the
20 Bainbridge Naval Training Center site consisting of ~~[not less than 120 acres and]~~ not more
21 than 150 acres, including:

22 (1) ~~[the~~ historic Tome School;

23 (2)~~]~~ the Snow Hill archaeological site; and

24 ~~[(3)] (2)~~ the adjacent wooded conservation area.

25 (B) **ANY PROPERTY TRANSFERRED TO THE DEPARTMENT OF NATURAL**
26 **RESOURCES UNDER THIS SECTION THAT IS NOT INCLUDED IN PORT OF DEPOSIT**
27 **STATE HISTORICAL PARK SHALL BE PRESERVED IN PERPETUITY FOR ITS**
28 **ARCHAEOLOGICAL, HISTORICAL, AND CULTURAL SIGNIFICANCE, IN ACCORDANCE**
29 **WITH THE RECOMMENDATIONS OF THE STAKEHOLDER ADVISORY COMMITTEE**
30 **ESTABLISHED UNDER § 5-1012(G) OF THE NATURAL RESOURCES ARTICLE.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 2025, the
2 Governor may include in the annual State budget an appropriation of at least \$400,000 to
3 the Department of Natural Resources to conduct a Phase 1 Archaeological Survey and Soil
4 Study for the Tome School and Snow Hill sites.

5 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
6 measure, is necessary for the immediate preservation of the public health or safety, has
7 been passed by a yea and nay vote supported by three-fifths of all the members elected to
8 each of the two Houses of the General Assembly, and shall take effect from the date it is
9 enacted.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.