

HOUSE BILL 566

P3, L6, N1

4lr3137

By: Delegates Grossman, Allen, Embry, Fair, Kaiser, Kaufman, Lehman, Pruski, Stein, Taveras, ~~and Vogel~~ Vogel, Alston, Bagnall, Bhandari, Cullison, Guzzone, Hill, R. Lewis, Lopez, Martinez, Pena-Melnyk, Rosenberg, Szeliga, White Holland, and Woods

Introduced and read first time: January 24, 2024

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 2, 2024

CHAPTER _____

1 AN ACT concerning

2 Commission on State and Local Government - Real Property ~~Confederate~~
3 Naming Prohibited Bearing Confederate Names

4 FOR the purpose of ~~prohibiting a State entity or a political subdivision of the State from~~
5 ~~assigning a Confederate name to real property owned by the State or political~~
6 ~~subdivision; requiring certain real property to be assigned a new name on or before~~
7 ~~a certain date; and generally relating to prohibiting Confederate naming of State and~~
8 ~~local real property~~ establishing the Commission on State and Local Government Real
9 Property Bearing Confederate Names; and generally relating to real property
10 bearing Confederate names.

11 ~~BY adding to~~
12 ~~Article - General Provisions~~
13 ~~Section 9-101 and 9-102 to be under the new title "Title 9. State and Local~~
14 ~~Government Real Property Naming"~~
15 ~~Annotated Code of Maryland~~
16 ~~(2019 Replacement Volume and 2023 Supplement)~~

17 BY adding to
18 Article - State Government

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 9-3801 through 9-3808 to be under the new subtitle “Subtitle 38.
 2 Commission on State and Local Government Real Property Bearing
 3 Confederate Names”
 4 Annotated Code of Maryland
 5 (2021 Replacement Volume and 2023 Supplement)

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

8 ~~Article – General Provisions~~

9 ~~TITLE 9. STATE AND LOCAL GOVERNMENT REAL PROPERTY NAMING.~~

10 ~~9-101.~~

11 Article – State Government

12 SUBTITLE 38. COMMISSION ON STATE AND LOCAL GOVERNMENT REAL PROPERTY
 13 BEARING CONFEDERATE NAMES.

14 9-3801.

15 (A) IN THIS ~~TITLE~~ SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
 16 INDICATED.

17 (B) “COMMISSION” MEANS THE COMMISSION ON STATE AND LOCAL
 18 GOVERNMENT REAL PROPERTY BEARING CONFEDERATE NAMES.

19 ~~(B)~~ (C) “CONFEDERATE NAME” MEANS A NAME THAT COMMEMORATES
 20 THE CONFEDERATE STATES OF AMERICA OR ANY PERSON WHO SERVED
 21 VOLUNTARILY WITH THE CONFEDERATE STATES OF AMERICA.

22 ~~(C)~~ (D) “POLITICAL SUBDIVISION” MEANS:

- 23 (1) A COUNTY;
- 24 (2) A MUNICIPAL CORPORATION;
- 25 (3) AN UNINCORPORATED TOWN;
- 26 (4) A SCHOOL DISTRICT; OR
- 27 (5) A SPECIAL DISTRICT.

1 ~~(D)~~ (E) "REAL PROPERTY" INCLUDES STREETS, BUILDINGS, PARKS, AND
2 SUBDIVISIONS.

3 ~~(E) "STATE ENTITY" INCLUDES ALL UNITS AND AGENCIES IN THE~~
4 ~~EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF STATE GOVERNMENT.~~

5 ~~9-102.~~

6 ~~A STATE ENTITY OR A POLITICAL SUBDIVISION OF THE STATE MAY NOT~~
7 ~~ASSIGN A CONFEDERATE NAME TO REAL PROPERTY OWNED BY THE STATE OR~~
8 ~~POLITICAL SUBDIVISION.~~

9 ~~SECTION 2. AND BE IT FURTHER ENACTED, That, if real property, as defined~~
10 ~~under § 9-101 of the General Provisions Article, as enacted by Section 1 of this Act, has a~~
11 ~~Confederate name, as defined under § 9-101 of the General Provisions Article, as enacted~~
12 ~~by Section 1 of this Act, on the effective date of this Act, the State entity or political~~
13 ~~subdivision of the State responsible for assigning a name to the real property shall assign~~
14 ~~a new name to the real property on or before January 1, 2027.~~

15 ~~9-3802.~~

16 (A) THERE IS A COMMISSION ON STATE AND LOCAL GOVERNMENT REAL
17 PROPERTY BEARING CONFEDERATE NAMES.

18 (B) THE COMMISSION IS AN INDEPENDENT UNIT IN THE EXECUTIVE
19 BRANCH OF STATE GOVERNMENT.

20 ~~9-3803.~~

21 (A) (1) THE COMMISSION CONSISTS OF 24 MEMBERS APPOINTED BY THE
22 GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE.

23 (2) THE GOVERNOR SHALL APPOINT ONE REPRESENTATIVE OF EACH
24 COUNTY.

25 (B) THE GOVERNOR MAY REMOVE A MEMBER FOR INCOMPETENCE OR
26 MISCONDUCT.

27 ~~9-3804.~~

28 THE COMMISSION SHALL ELECT ANNUALLY A CHAIR AND VICE CHAIR FROM
29 AMONG ITS MEMBERS.

30 ~~9-3805.~~

1 (A) (1) THE COMMISSION SHALL MEET AT LEAST QUARTERLY.

2 (2) IN ADDITION TO MEETING AT LEAST QUARTERLY, THE
3 COMMISSION SHALL MEET AT THE DISCRETION OF THE CHAIR OR THE GOVERNOR.

4 (B) A MEMBER OF THE COMMISSION:

5 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
6 COMMISSION; BUT

7 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
8 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

9 9-3806.

10 (A) (1) WITH THE APPROVAL OF THE GOVERNOR, THE COMMISSION
11 SHALL APPOINT A DIRECTOR.

12 (2) THE DIRECTOR MAY NOT BE A MEMBER OF THE COMMISSION.

13 (3) THE DIRECTOR SERVES AT THE PLEASURE OF THE COMMISSION,
14 SUBJECT TO CONCURRENCE OF THE GOVERNOR.

15 (B) (1) THE DIRECTOR IS A SPECIAL APPOINTMENT IN THE STATE
16 PERSONNEL MANAGEMENT SYSTEM.

17 (2) THE DIRECTOR SHALL BE PAID A SALARY OF \$80,000 ANNUALLY.

18 (C) THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN
19 APPROPRIATION OF \$80,000 FOR THE SALARY OF THE DIRECTOR.

20 9-3807.

21 (A) THE COMMISSION SHALL:

22 (1) DEVELOP AND IMPLEMENT A FRAMEWORK TO IDENTIFY REAL
23 PROPERTY BEARING A CONFEDERATE NAME THAT IS OWNED BY THE STATE OR A
24 POLITICAL SUBDIVISION; AND

25 (2) MAKE RECOMMENDATIONS REGARDING THE REAL PROPERTY
26 THAT SHOULD BE RENAMED.

27 (B) ON OR BEFORE OCTOBER 1, 2031, THE COMMISSION SHALL REPORT ITS
28 FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR, THE MAYOR AND CITY

1 COUNCIL OF BALTIMORE CITY, THE GOVERNING BODY OF EACH COUNTY, AND, IN
2 ACCORDANCE WITH § 2-1257 OF THIS ARTICLE, THE GENERAL ASSEMBLY.

3 (C) NOTHING IN THIS SECTION MAY BE CONSTRUED TO AUTHORIZE THE
4 COMMISSION TO RENAME REAL PROPERTY OWNED BY THE STATE OR A POLITICAL
5 SUBDIVISION.

6 9-3808.

7 (A) (1) THE COMMISSION MAY SEEK MONEY FROM THE FEDERAL
8 GOVERNMENT, FOUNDATIONS, AND PRIVATE SOURCES IN ADDITION TO STATE
9 FINANCING.

10 (2) THE COMMISSION MAY ACCEPT GIFTS, GRANTS, DONATIONS,
11 BEQUESTS, OR ENDOWMENTS FOR ANY OF ITS PURPOSES.

12 (B) MONEY RECEIVED UNDER SUBSECTION (A) OF THIS SECTION AND
13 INCOME AND FEES DERIVED FROM EDUCATIONAL MATERIALS AND ACTIVITIES OF
14 THE COMMISSION ARE NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND
15 PROCUREMENT ARTICLE.

16 (C) MONEY MAINTAINED UNDER THIS SECTION IS SUBJECT TO AUDIT BY
17 THE STATE, INCLUDING THE LEGISLATIVE AUDITOR.

18 SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 ~~October~~ July 1, 2024, 2025. It shall remain effective for a period of 7 years and, at the end
20 of June 30, 2032, this Act, with no further action required by the General Assembly, shall
21 be abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.