

HOUSE BILL 597

P1, F1

8lr0932
CF SB 417

By: **Delegates Patterson, Ali, Angel, D. Barnes, Barron, Branch, Brooks, Carey, Chang, Conaway, Davis, Fennell, Gaines, Gibson, Glenn, Haynes, C. Howard, Jackson, R. Lewis, Luedtke, McComas, McCray, Morales, Mosby, Platt, Proctor, Sample-Hughes, Sydnor, Turner, and ~~M. Washington~~ M. Washington, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morgan, Pena-Melnyk, Pendergrass, Rosenberg, Saab, Szeliga, West, and K. Young**

Introduced and read first time: January 29, 2018

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2018

CHAPTER _____

1 AN ACT concerning

2 **Commission on African American Patriots in the American Revolutionary War**

3 FOR the purpose of establishing the Commission on African American Patriots in the
4 American Revolutionary War; providing for the composition, chair, staffing, and
5 office space of the Commission; ~~providing for the compensation of the chair of the~~
6 ~~Commission; providing that a member of the Commission is entitled to receive a~~
7 ~~certain stipend under certain circumstances; requiring that the staff provided to the~~
8 ~~Commission be adequately funded to perform certain duties; requiring the~~
9 Commission, in consultation with certain persons, to conduct research to advance
10 the documentation of African American patriots in the American Revolutionary War;
11 requiring the Commission to determine and send to the county boards of education
12 certain information; requiring the Commission to use certain research in
13 determining the information to be sent to the county boards of education under a
14 certain provision of this Act and in developing a certain publication; requiring the
15 Commission to develop and print a certain publication; ~~requiring the Governor to~~
16 ~~include certain funds in the annual budget bill for a certain fiscal year for certain~~
17 ~~purposes; requiring the Commission to assemble a certain inventory of sites;~~
18 requiring the Commission to develop a plan to commemorate Maryland African
19 American patriots in the American Revolutionary War through the placement of

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 statues, landmark plaques, or historical markers; requiring the Commission to work
 2 with the Department of General Services to implement a certain plan; requiring that
 3 the collection in each public school library or media center include a certain
 4 publication on Maryland African American patriots in the American Revolutionary
 5 War; authorizing each county board of education to provide instruction on Maryland
 6 African American patriots in the American Revolutionary War as part of the social
 7 studies curriculum in primary and secondary public schools in the county; requiring
 8 a county board, under certain circumstances, to consider information sent by the
 9 Commission in developing its instruction on Maryland African American patriots in
 10 the American Revolutionary War; providing for the termination of this Act; and
 11 generally relating to the Commission on African American Patriots in the American
 12 Revolutionary War.

13 BY repealing and reenacting, with amendments,
 14 Article – Education
 15 Section 7–106(b)
 16 Annotated Code of Maryland
 17 (2014 Replacement Volume and 2017 Supplement)

18 BY adding to
 19 Article – Education
 20 Section 7–441
 21 Annotated Code of Maryland
 22 (2014 Replacement Volume and 2017 Supplement)

23 BY adding to
 24 Article – State Government
 25 Section 9–3301 to be under the new subtitle “Subtitle 33. Commission on African
 26 American Patriots in the American Revolutionary War”
 27 Annotated Code of Maryland
 28 (2014 Replacement Volume and 2017 Supplement)

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

31 **Article – Education**

32 7–106.

33 (b) (1) Each county board shall adopt procedures for the selection and
 34 purchase for use in each public school library or media center of a collection of books and
 35 auditory and visual materials concerning African American history.

36 (2) The collection in each library or media center shall [be]:

37 (I) **BE** appropriate for students in each age group and reading level
 38 in the school; **AND**

1 (II) INCLUDE THE PUBLICATION ON MARYLAND AFRICAN
2 AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR DEVELOPED AND
3 PRINTED UNDER ~~§ 9-3301(H)~~ § 9-3301(G) OF THE STATE GOVERNMENT ARTICLE.

4 7-441.

5 (A) EACH COUNTY BOARD MAY PROVIDE INSTRUCTION ON AFRICAN
6 AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR AS PART OF THE
7 SOCIAL STUDIES CURRICULUM IN PRIMARY AND SECONDARY PUBLIC SCHOOLS IN
8 THE COUNTY.

9 (B) IF A COUNTY BOARD ELECTS TO PROVIDE THE INSTRUCTION
10 AUTHORIZED UNDER SUBSECTION (A) OF THIS SECTION, THE COUNTY BOARD SHALL
11 CONSIDER INFORMATION SENT BY THE COMMISSION ON AFRICAN AMERICAN
12 PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR IN DEVELOPING THE
13 INSTRUCTION TO BE PROVIDED.

14 Article – State Government

15 SUBTITLE 33. COMMISSION ON AFRICAN AMERICAN PATRIOTS IN THE AMERICAN
16 REVOLUTIONARY WAR.

17 9-3301.

18 (A) THERE IS A COMMISSION ON AFRICAN AMERICAN PATRIOTS IN THE
19 AMERICAN REVOLUTIONARY WAR.

20 (B) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:

21 (1) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY
22 THE PRESIDENT OF THE SENATE;

23 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY
24 THE SPEAKER OF THE HOUSE;

25 (3) THE STATE ARCHIVIST, OR THE ARCHIVIST'S DESIGNEE;

26 (4) THE SECRETARY OF EDUCATION, OR THE SECRETARY'S
27 DESIGNEE; AND

28 (5) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:

29 (I) TWO REPRESENTATIVES OF THE ASSOCIATION FOR THE
30 STUDY OF AFRICAN AMERICAN LIFE AND HISTORY;

1 (II) TWO REPRESENTATIVES OF THE MARYLAND CHAPTER OF
2 THE AFRO-AMERICAN HISTORICAL AND GENEALOGICAL SOCIETY;

3 (III) ONE REPRESENTATIVE OF THE BALTIMORE CITY BOARD OF
4 EDUCATION;

5 (IV) ONE REPRESENTATIVE OF THE BLACKS OF THE
6 CHESAPEAKE FOUNDATION;

7 (V) ONE REPRESENTATIVE OF BOWIE STATE UNIVERSITY;

8 (VI) ONE REPRESENTATIVE OF THE AFRICAN AMERICAN
9 HERITAGE SOCIETY OF CHARLES COUNTY;

10 (VII) ONE REPRESENTATIVE OF FROSTBURG STATE UNIVERSITY;

11 (VIII) ONE REPRESENTATIVE OF THE HERITAGE MUSEUM;

12 (IX) TWO REPRESENTATIVES OF THE MARYLAND COMMISSION
13 ON AFRICAN AMERICAN HISTORY AND CULTURE;

14 (X) ONE REPRESENTATIVE OF MORGAN STATE UNIVERSITY;

15 (XI) ONE REPRESENTATIVE OF THE MARYLAND STATE
16 CONFERENCE OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF
17 COLORED PEOPLE;

18 (XII) ~~TWO REPRESENTATIVES~~ ONE REPRESENTATIVE OF THE
19 NATIONAL ASSOCIATION FOR BLACK VETERANS; ~~AND~~

20 (XIII) ONE REPRESENTATIVE FROM COPPIN STATE UNIVERSITY;
21 AND

22 (XIV) ONE REPRESENTATIVE FROM THE UNIVERSITY SYSTEM OF
23 MARYLAND EMPLOYED BY AN ENTITY OTHER THAN COPPIN STATE UNIVERSITY.

24 (C) ~~(1)~~ THE CHAIR OF THE COMMISSION SHALL BE THE APPOINTED
25 MEMBER FROM ~~THE HERITAGE MUSEUM~~ BOWIE STATE UNIVERSITY.

26 ~~(2) THE COMMISSION CHAIR SHALL BE ENTITLED TO AN ANNUAL~~
27 ~~SALARY OF \$48,000.~~

28 (D) (1) ~~THE MARYLAND STATE ARCHIVES~~ BOWIE STATE UNIVERSITY
29 SHALL PROVIDE OFFICE SPACE AND STAFF FOR THE COMMISSION.

1 ~~(2)~~ ~~THE STAFF PROVIDED UNDER PARAGRAPH (1) OF THIS~~
2 ~~SUBSECTION SHALL BE ADEQUATELY FUNDED TO CARRY OUT THE DUTIES OF THE~~
3 ~~COMMISSION.~~

4 ~~(3)~~ (2) THE DUTIES OF THE STAFF PROVIDED UNDER PARAGRAPH
5 (1) OF THIS SUBSECTION SHALL INCLUDE:

6 (I) ASSISTING THE COMMISSION IN ALL BUSINESS ACTIVITIES;

7 (II) PERFORMING ADMINISTRATIVE ACTIVITIES FOR THE
8 COMMISSION; AND

9 (III) ANY OTHER TASKS ASSIGNED BY THE COMMISSION CHAIR.

10 ~~(F)~~ (E) THE COMMISSION SHALL CONDUCT RESEARCH TO ADVANCE THE
11 DOCUMENTATION OF AFRICAN AMERICAN PATRIOTS IN THE AMERICAN
12 REVOLUTIONARY WAR IN CONSULTATION WITH:

13 (1) THE MARYLAND STATE ARCHIVES;

14 (2) THE NATIONAL ARCHIVES AND RECORDS ADMINISTRATION;

15 (3) DAUGHTERS OF THE AMERICAN REVOLUTION;

16 (4) REGIONAL HISTORICAL SOCIETIES; AND

17 (5) UNIVERSITY FACULTIES.

18 ~~(G)~~ (F) (1) THE COMMISSION SHALL DETERMINE AND SEND TO THE
19 COUNTY BOARDS OF EDUCATION THE INFORMATION THAT MAY BE USED IN
20 PROVIDING THE INSTRUCTION AUTHORIZED UNDER § 7-441 OF THE EDUCATION
21 ARTICLE REGARDING AFRICAN AMERICAN PATRIOTS IN THE AMERICAN
22 REVOLUTIONARY WAR.

23 (2) THE COMMISSION SHALL USE THE RESEARCH CONDUCTED
24 UNDER SUBSECTION ~~(F)~~ (E) OF THIS SECTION IN DETERMINING THE INFORMATION
25 TO BE SENT TO THE COUNTY BOARDS OF EDUCATION UNDER PARAGRAPH (1) OF
26 THIS SUBSECTION.

27 ~~(H)~~ (G) (1) THE COMMISSION SHALL DEVELOP AND PRINT A
28 PUBLICATION ON THE HISTORY AND RECORDS OF THE MARYLAND AFRICAN
29 AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR.

1 **(2) IN DEVELOPING THE PUBLICATION UNDER PARAGRAPH (1) OF**
 2 **THIS SUBSECTION, THE COMMISSION SHALL USE THE RESEARCH CONDUCTED**
 3 **UNDER SUBSECTION ~~(F)~~ (E) OF THIS SECTION.**

4 ~~(H)~~ **(H) (1) THE COMMISSION SHALL ASSEMBLE AN INVENTORY OF**
 5 **SITES IN THE STATE THAT ARE SIGNIFICANT FOR MARYLAND AFRICAN AMERICAN**
 6 **PATRIOTS IN THE AMERICAN REVOLUTIONARY WAR.**

7 **(2) THE COMMISSION SHALL DEVELOP A PLAN TO COMMEMORATE**
 8 **MARYLAND AFRICAN AMERICAN PATRIOTS IN THE AMERICAN REVOLUTIONARY**
 9 **WAR FOR THE SITES INVENTORIED UNDER PARAGRAPH (1) OF THIS SUBSECTION**
 10 **THROUGH THE PLACEMENT OF:**

11 **(I) STATUES;**

12 **(II) LANDMARK PLAQUES; OR**

13 **(III) HISTORICAL MARKERS.**

14 **(3) THE COMMISSION SHALL WORK WITH THE DEPARTMENT OF**
 15 **GENERAL SERVICES TO IMPLEMENT THE PLAN DEVELOPED UNDER PARAGRAPH (2)**
 16 **OF THIS SUBSECTION.**

17 ~~SECTION 2. AND BE IT FURTHER ENACTED, That, for fiscal year 2020, the~~
 18 ~~Governor shall include in the annual budget bill:~~

19 ~~(1) at least \$100,000 for the Commission on African American Patriots in~~
 20 ~~the American Revolutionary War to conduct research and print the publication required~~
 21 ~~under § 9-3301(h) of the State Government Article, as enacted by Section 1 of this Act; and~~

22 ~~(2) at least \$100,000 for the Commission on African American Patriots in~~
 23 ~~the American Revolutionary War to develop and implement the plan to commemorate~~
 24 ~~Maryland African American patriots in the American Revolutionary War as required under~~
 25 ~~§ 9-3301(i) of the State Government Article, as enacted by Section 1 of this Act.~~

26 ~~SECTION 2.~~ **SECTION 2.** AND BE IT FURTHER ENACTED, That this Act shall take effect
 27 October 1, 2018. It shall remain effective for a period of 5 years and, at the end of September
 28 30, 2023, this Act, with no further action required by the General Assembly, shall be
 29 abrogated and of no further force and effect.