

2023 -- H 5381

LC001156

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- FORT ADAMS FOUNDATION

Introduced By: Representatives Carson, and Abney

Date Introduced: February 03, 2023

Referred To: House State Government & Elections

(Dept. of Environmental Management)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-57-1 and 42-57-3 of the General Laws in Chapter 42-57 entitled
2 "Fort Adams Foundation" are hereby amended to read as follows:

3 **42-57-1. Foundation created.**

4 The Fort Adams foundation ("the foundation") is created a body, corporate and politic, to
5 promote interest in and to plan, develop, coordinate, encourage, facilitate, set standards, and
6 programs and projects relating to the restoration, renovation, reconstruction, and use of the
7 historical Fort Adams ~~structure~~ [State Park](#).

8 **42-57-3. Organization of foundation.**

9 (a) The foundation shall consist of the director of the department of environmental
10 management, or his or her designee, [a representative of the division of parks and recreation](#)
11 [appointed by the director of the department of environmental management](#) and ~~four (4)~~ [three \(3\)](#)
12 public members, appointed by the governor with the advice and consent of the senate. In making
13 appointments under this section, the governor shall solicit and give due consideration to the
14 recommendations of the following persons, communities and organizations:

15 (1) Rhode Island historical preservation commission;

16 (2) City of Newport; [and](#)

17 (3) Fort Adams Trust board of directors; ~~and~~.

18 (4) ~~Chief of the department of environmental management division of parks and recreation.~~

19 (5) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

1 (6) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

2 (7) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

3 (8) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

4 (9) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

5 In making appointments under this section, the governor shall also give due consideration
6 to the appointment of persons with expertise and experience in the fields of American history,
7 military history, historic preservation, museums, education, historic architecture and/or
8 engineering.

9 (b) The director of the department of environmental management, or his or her designee
10 shall act as chairperson.

11 (c) The power of the foundation shall vest in and be exercised by or under the authority of
12 its members, three (3) of whom shall constitute a quorum for the transaction of business.

13 (d) Employees of the foundation shall be selected and appointed by the foundation, and
14 shall be vested with those powers and duties that the foundation may determine.

15 (e) ~~All appointed members of the foundation as of the effective date of this act shall cease~~
16 ~~to be members of the foundation as of the effective date of this act.~~ The governor shall thereupon
17 nominate ~~four (4)~~ three (3) members: one of whom shall serve an initial term of one year; one of
18 whom shall serve an initial term of two (2) years; and ~~two (2)~~ one of whom shall serve an initial
19 ~~terms~~ term of three (3) years. Thereafter, all appointed members shall be appointed to serve three
20 (3) year terms. In the event the senate is not in session on the effective date of this act, the governor
21 may make temporary appointments which shall only be in effect until such time as the senate
22 reconvenes at which time the governor shall appoint ~~four (4)~~ three (3) members.

23 SECTION 2. This act shall take effect upon passage.

=====
LC001156
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO STATE AFFAIRS AND GOVERNMENT -- FORT ADAMS FOUNDATION

1 This act would amend the composition of the Fort Adams foundation to include a
2 representative from the division of parks and recreation in place of a member of the public.

3 This act would take effect upon passage.

=====
LC001156
=====