

HOUSE BILL 995

P1

9lr1455

By: **Delegates Ivey, Acevero, Barron, Charles, Jackson, Love, Mosby, Smith, Sydnor, Turner, and Wilkins**

Introduced and read first time: February 8, 2019

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **State Government – President Barack Obama Statue – Placement and**
3 **Commission**

4 FOR the purpose of requiring that a statue of President Barack Obama be placed on the
5 grounds of the State House; requiring the Commission on Artistic Property to
6 oversee the care and maintenance of the statue; establishing the Commission on the
7 President Barack Obama Statue; providing for the composition, chair, and staffing
8 of the Commission on the President Barack Obama Statue; prohibiting a member of
9 the Commission on the President Barack Obama Statue from receiving certain
10 compensation, but authorizing the reimbursement of certain expenses; requiring the
11 Commission on the President Barack Obama Statue to develop and implement a
12 process to create a certain statue and take other certain action relating to the
13 creation of the statue; requiring the Commission on the President Barack Obama
14 Statue to submit a certain interim report to the Governor and the General Assembly
15 on or before a certain date; providing for the termination of a certain provision of this
16 Act; and generally relating to the President Barack Obama Statue.

17 BY repealing and reenacting, without amendments,
18 Article – State Government
19 Section 9–1016 and 9–1021(a)(1)
20 Annotated Code of Maryland
21 (2014 Replacement Volume and 2018 Supplement)

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

24 **Article – State Government**

25 9–1016.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 In this Part II of this subtitle, "Commission" means the Commission on Artistic
2 Property.

3 9-1021.

4 (a) (1) The Commission is the official custodian of all valuable paintings and
5 other objects of decorative art owned by or loaned to the State, except those located in a
6 State room of the Government House. With respect to the objects subject to its official
7 custody, the Commission shall:

8 (i) keep a continuing inventory of the objects; and

9 (ii) be responsible for and supervise the acquisition, custody, display,
10 location, preservation, proper care, security, and restoration of the objects.

11 SECTION 2. AND BE IT FURTHER ENACTED, That:

12 (a) A statue of President Barack Obama shall be placed on the grounds of the
13 State House.

14 (b) The Commission on Artistic Property shall oversee the care and maintenance
15 of the statue of President Barack Obama after the statue is placed on the grounds of the
16 State House.

17 SECTION 3. AND BE IT FURTHER ENACTED, That:

18 (a) There is a Commission on the President Barack Obama Statue.

19 (b) (1) The Commission consists of the following members:

20 (i) two members appointed by the President of the Senate;

21 (ii) two members appointed by the Speaker of the House; and

22 (iii) three members appointed by the Governor.

23 (2) Individuals appointed to the Commission under paragraph (1) of this
24 subsection must have training, expertise, or special interests that will benefit the purposes
25 of the Commission.

26 (c) The Governor shall designate the chair of the Commission.

27 (d) The Division of Historical and Cultural Programs in the Department of
28 Planning shall provide staff for the Commission, in consultation with other appropriate
29 agencies, including the State House Trust, the Maryland State Arts Council, the
30 Commission on African American History and Culture, and the Department of General
31 Services.

1 (e) A member of the Commission:

2 (1) may not receive compensation as a member of the Commission; but

3 (2) is entitled to reimbursement for expenses under the Standard State
4 Travel Regulations, as provided in the State budget.

5 (f) The Commission shall:

6 (1) develop and implement a process to create a statue of President Barack
7 Obama, including the feasibility of the project, design competition, execution, and
8 installation;

9 (2) advise the Governor, the General Assembly, and State agencies on
10 matters relating to the statue;

11 (3) as soon as practicable, but not later than December 31, 2019, develop a
12 plan and capital program sufficient to support a capital budget appropriation for
13 construction and installation of the statue and any associated improvements;

14 (4) perform other duties necessary to create the statue; and

15 (5) complete all of its duties by June 30, 2021.

16 (g) On or before June 30, 2020, the Commission shall submit an interim report
17 on the progress of the Commission in completing its duties to the Governor and, in
18 accordance with § 2-1246 of the State Government Article, the General Assembly.

19 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2019. Section 3 of this Act shall remain effective for a period of 2 years and, at the end of
21 June 30, 2021, Section 3 of this Act, with no further action required by the General
22 Assembly, shall be abrogated and of no further force and effect.