

2020 -- H 7871

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LC004358
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2020

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- FORT ADAMS FOUNDATION

Introduced By: Representatives Carson, and Abney

Date Introduced: February 26, 2020

Referred To: House Environment and Natural Resources

(Dept. of Environmental Management)

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 42-57-1 and 42-57-3 of the General Laws in Chapter 42-57
2 entitled "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~~
19 ~~recreation.~~

- 1 (5) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].
2 (6) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].
3 (7) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].
4 (8) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].
5 (9) [Deleted by P.L. 2013, ch. 146, § 1 and P.L. 2013, ch. 196, § 1].

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

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

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

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

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

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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1 This act would allow the director of the department of environmental management to
2 appoint a representative of the division of parks and recreation as a member of the Fort Adams
3 Foundation and would expand the role of the Fort Adams Foundation to include the entirety of
4 Fort Adams State Park rather than the Fort itself.

5 This act would take effect upon passage.

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