

CHAPTER 304

(Senate Bill 104)

AN ACT concerning

Maryland Life Sciences Advisory Board

FOR the purpose of establishing the Maryland Life Sciences Advisory Board in the Department of Business and Economic Development; providing for the membership, terms, and chair of the Advisory Board; providing for the duties of the Advisory Board; requiring certain reports by the Advisory Board; and generally relating to the Maryland Life Sciences Advisory Board.

BY adding to

Article 83A – Department of Business and Economic Development
Section 5–2C–01 through 5–2C–03 to be under the new subtitle “Subtitle 2C.
Maryland Life Sciences Advisory Board”
Annotated Code of Maryland
(2003 Replacement Volume and 2006 Supplement)

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

Article 83A – Department of Business and Economic Development

SUBTITLE 2C. MARYLAND LIFE SCIENCES ADVISORY BOARD.

5–2C–01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “ADVISORY BOARD” MEANS THE MARYLAND LIFE SCIENCES ADVISORY BOARD.

(C) “LIFE SCIENCES” INCLUDES THE FIELDS OF BIOTECHNOLOGY, PHARMACEUTICALS, BIOMEDICAL TECHNOLOGIES, LIFE SYSTEMS TECHNOLOGIES, FOOD SCIENCES, ENVIRONMENTAL SCIENCES, AND BIOMEDICAL DEVICES.

5-2C-02.

(A) THERE IS A MARYLAND LIFE SCIENCES ADVISORY BOARD IN THE DEPARTMENT.

(B) (1) THE ADVISORY BOARD SHALL CONSIST OF 15 INDIVIDUALS, ~~ONE~~:

(I) ONE OF WHOM SHALL BE THE SECRETARY; AND

(II) ONE OF WHOM SHALL BE A REPRESENTATIVE OF THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION, DESIGNATED BY THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION.

(2) THE REMAINING MEMBERS OF THE ADVISORY BOARD SHALL BE APPOINTED BY THE GOVERNOR.

(C) OF THE ~~14~~ 13 APPOINTED MEMBERS:

(1) THREE SHALL REPRESENT FEDERAL AGENCIES LOCATED IN THE STATE WITH LIFE SCIENCES MISSIONS;

(2) FOUR SHALL HAVE EXECUTIVE EXPERIENCE IN LIFE SCIENCES BUSINESSES LOCATED IN THE STATE;

(3) FOUR SHALL REPRESENT ~~COLLEGES OR UNIVERSITIES~~ INSTITUTIONS OF HIGHER EDUCATION LOCATED IN THE STATE, ONE OF WHICH SHALL REPRESENT A COMMUNITY COLLEGE; AND

(4) ~~THREE~~ ONE SHALL HAVE GENERAL BUSINESS MARKETING EXPERIENCE IN A LIFE SCIENCES BUSINESS LOCATED IN THE STATE; AND

(5) ONE SHALL BE ~~MEMBERS~~ A MEMBER OF THE GENERAL PUBLIC.

(D) THE COMPOSITION OF THE ADVISORY BOARD SHALL REFLECT THE RACE AND GENDER DIVERSITY OF THE POPULATION OF THE STATE.

(E) A MEMBER OF THE ADVISORY BOARD MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE ADVISORY BOARD, BUT IS ENTITLED TO

REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

~~(E)~~ **(F)** (1) **EXCEPT FOR THE SECRETARY, THE TERM OF AN ADVISORY BOARD MEMBER IS 2 YEARS.**

(2) **AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

(3) **A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

~~(F)~~ **(G)** **THE GOVERNOR MAY REMOVE AN ADVISORY BOARD MEMBER FOR INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE DUTIES OF THE POSITION.**

~~(G)~~ **(H)** **A CHAIR SHALL BE SELECTED BY THE GOVERNOR FROM AMONG THE ADVISORY BOARD MEMBERS.**

~~(H)~~ **(I)** **THE ADVISORY BOARD MAY ACT WITH AN AFFIRMATIVE VOTE OF EIGHT MEMBERS.**

~~(I)~~ **(J)** **THE ADVISORY BOARD SHALL ASSIST THE DEPARTMENT IN:**

(1) **DEVELOPING A COMPREHENSIVE STATE STRATEGIC PLAN FOR LIFE SCIENCES;**

(2) **PROMOTING LIFE SCIENCES RESEARCH, DEVELOPMENT, COMMERCIALIZATION, AND MANUFACTURING IN THE STATE;**

(3) **PROMOTING COLLABORATION AND COORDINATION AMONG LIFE SCIENCES ORGANIZATIONS IN THE STATE;**

(4) **PROMOTING COLLABORATION AND COORDINATION AMONG RESEARCH INSTITUTIONS OF HIGHER EDUCATION IN THE STATE;**

(5) **DEVELOPING A STRATEGY TO COORDINATE STATE AND FEDERAL RESOURCES TO ATTRACT PRIVATE SECTOR INVESTMENT AND JOB CREATION IN THE LIFE SCIENCES;**

~~(5)~~ **(6) DEVELOPING A STRATEGY TO SUPPORT FEDERAL LIFE SCIENCES FACILITIES LOCATED IN THE STATE, INCLUDING SUPPORT FOR EDUCATION, TRANSPORTATION, HOUSING, AND CAPITAL INVESTMENT NEEDS; AND**

~~(6)~~ **(7) MAKING RECOMMENDATIONS TO ADDRESS CRITICAL NEEDS IN THE LIFE SCIENCES, INCLUDING ACCESS TO VENTURE CAPITAL AND CAPITAL CONSTRUCTION FUNDING.**

(K) IN PERFORMING ITS DUTIES, THE ADVISORY BOARD SHALL GIVE DUE CONSIDERATION TO THE BUSINESS, SCIENTIFIC, MEDICAL, AND ETHICAL ASPECTS OF THE LIFE SCIENCES INDUSTRY.

5-2C-03.

(A) THE ADVISORY BOARD SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER 15 OF EACH YEAR.

(B) THE REPORT SHALL SET FORTH ANY RECOMMENDATIONS FROM THE ADVISORY BOARD AND SUMMARIZE THE ADVISORY BOARD'S ACTIVITIES DURING THE PRECEDING YEAR.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2007.

Approved by the Governor, May 8, 2007.