

SB0085/943491/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 85
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Renaming” insert “and Reorganization”; in line 4, after “Commerce;” insert “repealing the Office of the Secretary of Commerce in the Office of the Governor; repealing the requirement that the Secretary of Commerce employ an Executive Director of the Department; repealing the qualifications and the duties of the Executive Director;”; in line 11, after “Act;” insert “making conforming changes;”; in the same line, strike “renaming”; in line 12, after “Commerce” insert “and the Secretary of Commerce”; in line 15, strike “2-101(a), and 9-101(a)” and substitute “3-201(a), (b), and (c), 9-101(a), 10-401(a), (b), and (c), 10-901, and 10-903(a)”; in line 21, strike “2-101(c)(2)” and substitute “2-101”; in the same line, after the second semicolon, insert “2-108;”; and in line 22, strike “and 9-101(c)” and substitute “3-203(a) and (c)(1); 9-101(c); 10-403(b); and 10-903(b)”.

On page 2, after line 2, insert:

“BY repealing

Article - Economic Development

Section 2.5-103

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 23, before “(a)” insert a bracket; after line 23, insert:

“(b) The head of the Office is the Secretary.

(Over)

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 2 of 7

(c)(A) (1) The Secretary is the head of economic development policy and implementation efforts in the State.”;

in line 24, strike “(c)”;

“(d)(B) (1) The Secretary also monitors the operations of:

(i) the Maryland Economic Development Corporation established under Title 10, Subtitle 1 of this article;

(ii) the Maryland Technology Development Corporation established under Title 10, Subtitle 4 of this article; and

(iii) the Maryland Public-Private Partnership Marketing Corporation established under Title 10, Subtitle 9 of this article.

(2) Nothing in this subsection may be construed to limit the independence or operations of these corporations.

2-108.

(a) The Secretary shall adopt regulations for the [Office] OFFICE of the Secretary.

(b) (1) Subject to § 2.5-206 of this article, the Secretary shall review regulations of a unit under the jurisdiction of the Department.

(2) The Secretary may approve, disapprove, or revise regulations of a unit.”;

and after line 29, insert:

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 3 of 7

“[2.5–103.

(a) (1) The Secretary shall employ an Executive Director.

(2) The Executive Director:

(i) serves at the pleasure of the Secretary; and

(ii) is entitled to compensation provided in the State budget.

(b) (1) The Executive Director shall manage the operations of the Department on behalf of the Secretary.

(2) The Executive Director:

(i) shall advise the Secretary on all matters assigned to the Department; and

(ii) is responsible for carrying out the Secretary’s policies on matters assigned to the Department.

(c) The Executive Director shall have experience with and possess qualifications relevant to the activities and purposes of the Department.]

3–201.

(a) In this subtitle the following words have the meanings indicated.

(b) “Advisory Board” means the Maryland Life Sciences Advisory Board.

(c) “Corporation” means the Maryland Technology Development Corporation.

(Over)

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 4 of 7

3-203.

(a) The Advisory Board consists of the following [19] 18 members:

(1) the Secretary or the Secretary's designee;

(2) [the Executive Director of the Department, or the Executive Director's designee;

(3)] the Executive Director of the Corporation, or the Executive Director's designee; and

[(4)] (3) the following members appointed by the Governor:

(i) three representing federal agencies located in the State with life sciences missions;

(ii) seven with executive experience in life sciences businesses located in the State, at least four of whom represent small businesses;

(iii) four representing institutions of higher education located in the State, one of whom shall represent a community college;

(iv) one with general business marketing experience in a life sciences business located in the State; and

(v) one member of the general public.

(c) (1) Except for the Secretary or the Secretary's designee[, the Executive Director of the Department or the Executive Director's designee,] and the Executive

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 5 of 7

Director of the Corporation or the Executive Director’s designee, the term of an Advisory Board member is 2 years.”.

On page 3, after line 2, insert:

“10–401.

- (a) In this subtitle the following words have the meanings indicated.
- (b) “Board” means the Board of Directors of the Corporation.
- (c) “Corporation” means the Maryland Technology Development Corporation.

10–403.

- (b) The Board consists of the following [16] 15 members:
 - (1) the Secretary or the Secretary’s designee; AND
 - (2) [the Executive Director of the Department or the Executive Director’s designee; and
 - (3) fourteen members appointed by the Governor with the advice and consent of the Senate:
 - (i) two representing the not-for-profit research sector of the State;
 - (ii) two with expertise in venture capital financing;
 - (iii) five with experience in technology-based businesses;

(Over)

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 6 of 7

(iv) two representing colleges and universities; and

(v) three members of the general public.

10-901.

(a) In this subtitle the following words have the meanings indicated.

(b) “Board” means the Board of Directors of the Corporation.

(c) “Corporation” means the Maryland Public-Private Partnership Marketing Corporation.

10-903.

(a) A Board of Directors shall manage the Corporation and its units and exercise the corporate powers of the Board of Directors.

(b) The Board consists of the following [18] 17 members:

(1) the Secretary;

(2) [the Executive Director of the Department;

(3) (i) one member of the Senate of Maryland, who shall be a nonvoting member of the Board, designated by the President of the Senate; and

(ii) one member of the House of Delegates, who shall be a nonvoting member of the Board, designated by the Speaker of the House; and

[(4)](3) the following 14 members, appointed by the Governor with the advice and consent of the Senate:

SB0085/943491/1 Economic Matters Committee
Amendments to SB 85
Page 7 of 7

- (i) three representing businesses in the State;
 - (ii) two representing labor in the State;
 - (iii) two representing not-for-profit organizations in the State;
 - (iv) three with expertise in marketing or advertising;
 - (v) one with expertise in public relations and communications;
- and
- (vi) three with expertise in economic development.”;

in line 16, after “That” insert “, except as expressly provided to the contrary in this Act.”;
and in line 31, after “That” insert “, except as expressly provided to the contrary in this Act”.