

HOUSE BILL 1399

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6lr3693
CF SB 910

By: **Delegates Hayes, Conaway, Lierman, Moon, Smith, and Tarlau**

Introduced and read first time: February 12, 2016

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 5, 2016

CHAPTER _____

1 AN ACT concerning

2 **Maryland Education Development Collaborative – Established**

3 FOR the purpose of establishing the Maryland Education Development Collaborative;
4 providing that the Collaborative is ~~a body politic and corporate and is~~ an
5 instrumentality of the State; providing for the purposes of the Collaborative;
6 establishing a Governing Board of Directors of the Collaborative; providing for the
7 composition, residency requirement, appointment considerations, removal, chair,
8 and quorum requirements for the Governing Board; requiring the Collaborative to
9 employ an executive director that meets certain qualifications; providing for the legal
10 advisor for the Collaborative and the hiring of certain legal counsel; authorizing the
11 Collaborative to retain certain professionals; exempting the Collaborative from
12 certain provisions of law; providing that the Collaborative is subject to the Public
13 Information Act; providing that the Governing Board and the officers and employees
14 of the Collaborative are subject to the Public Ethics Law; providing that certain
15 officers and employees of the Collaborative are not subject to certain provisions of
16 law governing State personnel; providing that the Collaborative and its Governing
17 Board and employees are subject to certain procurement policies and procedures
18 governing certain exempt units of government; establishing the powers and duties
19 of the Collaborative; providing that certain debts, claims, obligations, or liabilities of
20 the Collaborative ~~or any subsidiary of the Collaborative~~ are not held against the
21 State or a pledge of credit of the State; authorizing certain institutions of higher
22 education to perform certain acts regarding the Collaborative; providing that the
23 Collaborative is exempt from State and local taxes; providing that the books and
24 records of the Collaborative are subject to a certain audit by certain entities at
25 certain times; requiring the Collaborative to report certain information to the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Governor, State Department of Education, and General Assembly on or before a certain date each year; defining certain terms; providing for the termination of this Act; and generally relating to the establishment of the Maryland Education Development Collaborative.

BY adding to

Article – Education

Section 9.5–101 through ~~9.5–114~~ 9.5–113 to be under the new title “Title 9.5. Maryland Education Development Collaborative”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Preamble

WHEREAS, Schools with freedom of curriculum and structure will innovate Maryland’s education system and allow partnerships with outside businesses and social organizations to educate all students for the modern workforce; and

WHEREAS, Increasing socioeconomic diversity in schools will prepare all students to work with people from different social and cultural backgrounds; and

WHEREAS, Research demonstrates that children from low-income families who attend economically diverse schools achieve significantly better academic outcomes compared with their peers who attend majority low-income schools; and

WHEREAS, 86% of Maryland’s black students and 78% of Maryland’s Latino students are enrolled in majority minority schools, and almost 25% of Maryland’s black students attend a school that is 99% minority; and

WHEREAS, The benefits of a public school education should extend to all students’ needs and interests; now, therefore,

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

Article – Education

TITLE 9.5. MARYLAND EDUCATION DEVELOPMENT COLLABORATIVE.

9.5–101.

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

~~(B) “BOARD” MEANS THE BOARD OF DIRECTORS OF THE COLLABORATIVE.~~

1 ~~(B)~~ **(B)** “COLLABORATIVE” MEANS THE MARYLAND EDUCATION
2 DEVELOPMENT COLLABORATIVE.

3 **(C)** “GOVERNING BOARD” MEANS THE GOVERNING BOARD OF THE
4 COLLABORATIVE.

5 **9.5–102.**

6 **(A)** THERE IS A MARYLAND EDUCATION DEVELOPMENT COLLABORATIVE.

7 **(B)** THE COLLABORATIVE IS ~~A BODY POLITIC AND CORPORATE AND IS AN~~
8 INSTRUMENTALITY OF THE STATE.

9 **(C)** THE PURPOSES OF THE COLLABORATIVE ARE TO:

10 **(1)** ADVISE AND MAKE RECOMMENDATIONS TO THE STATE ~~BOARD~~
11 ~~AND BOARD, THE GENERAL ASSEMBLY, AND LOCAL SCHOOL SYSTEMS~~ REGARDING
12 STATUTORY AND REGULATORY POLICIES NECESSARY TO PROMOTE 21ST CENTURY
13 LEARNING THAT ~~ENHANCES~~:

14 **(I)** ENHANCES SOCIOECONOMIC AND DEMOGRAPHIC
15 DIVERSITY ACROSS THE ~~STATE~~; STATE’S PUBLIC SCHOOLS; AND

16 **(II)** REDUCES THE ACHIEVEMENT GAP BETWEEN
17 SOCIOECONOMIC AND DEMOGRAPHIC GROUPS ACROSS THE STATE’S PUBLIC
18 SCHOOLS;

19 **(2)** STUDY AND PROMOTE POLICIES OR PROGRAMS THAT INCREASE
20 THE OPPORTUNITY FOR ENHANCING SOCIOECONOMIC AND DEMOGRAPHIC
21 DIVERSITY OF STUDENT ENROLLMENT THROUGH 21ST CENTURY LEARNING
22 OPPORTUNITIES ACROSS ALL PUBLIC SCHOOLS AND BETWEEN LOCAL SCHOOL
23 SYSTEMS IN THE STATE;

24 **(3)** SUPPORT THE PACKAGING AND TRANSMITTING OF KNOWLEDGE
25 ACROSS LOCAL SCHOOL SYSTEMS, THE STATE BOARD, AND LOCAL AND STATE
26 POLICYMAKERS OF EVIDENCE–BASED BEST PRACTICES AND ~~SCHOOL~~ PUBLIC
27 SCHOOL PROGRAMS AND DESIGNS THAT SUPPORT THE:

28 **(I)** READINESS OF ALL CHILDREN TO BE PRODUCTIVE
29 MEMBERS WITHIN AN INCREASINGLY DIVERSE STATE, NATIONAL, AND
30 INTERNATIONAL COMMUNITY AND KNOWLEDGE–BASED, HIGH–SKILL,
31 LABOR–DRIVEN ECONOMY; AND

1 (II) REDUCTION OF THE ACHIEVEMENT GAP BETWEEN
2 CHILDREN FROM LOW-INCOME FAMILIES AND CHILDREN FROM MIDDLE- AND
3 HIGH-INCOME FAMILIES;

4 (4) FOSTER PARTNERSHIPS AMONG PUBLIC SCHOOLS WITH PRIVATE
5 BUSINESS, UNIVERSITIES, GOVERNMENT, AND NONPROFIT ENTITIES TO DEVELOP
6 AND SUPPORT THE IMPLEMENTATION OF MODERN PUBLIC SCHOOL DESIGNS, 21ST
7 CENTURY CURRICULA, POSITIVE SCHOOL CULTURE, AND RESTORATIVE DISCIPLINE
8 TO PROMOTE SOCIOECONOMIC AND DEMOGRAPHIC DIVERSITY AND 21ST CENTURY
9 LEARNING IN PUBLIC SCHOOLS IN THE STATE;

10 (5) ASSIST IN COMPILING AND TRANSMITTING KNOWLEDGE AND
11 TECHNOLOGY TO PUBLIC SCHOOLS THAT SUPPORT MODERN ~~SCHOOL~~ PUBLIC
12 SCHOOL PROGRAMS AND DESIGNS AND 21ST CENTURY LEARNING; AND

13 (6) CULTIVATE, DESIGN, AND AUTHORIZE FUNDS AND INNOVATION
14 GRANTS THROUGH PILOT PROGRAMS AND INITIATIVES TO SUPPORT AND DEVELOP
15 21ST CENTURY ~~SCHOOL DESIGNS, MODERN~~ PUBLIC SCHOOL PROGRAMS, MODERN
16 PUBLIC SCHOOL DESIGNS, AND 21ST CENTURY CURRICULA, TECHNOLOGIES, AND
17 PRACTICES IN THE STATE.

18 (D) THE COLLABORATIVE SHALL PERFORM THE FOLLOWING FUNCTIONS
19 AND DUTIES:

20 (1) COLLABORATE WITH LOCAL SCHOOL SYSTEMS IN THE STATE,
21 STATE AND LOCAL GOVERNMENT, COMMUNITY ORGANIZATIONS, PARENTS, AND
22 OTHER STAKEHOLDERS TO PROVIDE A RESEARCH AND DEVELOPMENT APPROACH
23 TO 21ST CENTURY LEARNING OPPORTUNITIES THAT ENHANCE SOCIOECONOMIC
24 DIVERSITY IN THE STATE'S PUBLIC SCHOOLS;

25 (2) IN PARTNERSHIP WITH STAKEHOLDERS:

26 (I) DISSEMINATE INFORMATION ON BEST PRACTICES,
27 PROGRAMS, AND RESOURCES;

28 (II) PROVIDE TECHNICAL ASSISTANCE AND TRAINING;

29 (III) COLLABORATE ON COLLECTION, ANALYSIS, AND
30 INTEGRATION OF STATEWIDE, LOCAL SCHOOL SYSTEM, OR SCHOOL LEVEL DATA
31 REGARDING 21ST CENTURY LEARNING AND SOCIOECONOMIC DIVERSITY; AND

32 (IV) PROMOTE INTERAGENCY EFFORTS THAT SUPPORT 21ST
33 CENTURY LEARNING OR ENHANCE SOCIOECONOMIC DIVERSITY;

1 **(3) ASSIST LOCAL SCHOOL SYSTEMS OR COHORTS OF PUBLIC**
2 **SCHOOLS TO ASSESS OPPORTUNITIES TO ENHANCE 21ST CENTURY LEARNING THAT**
3 **ENHANCES SOCIOECONOMIC DIVERSITY; AND**

4 **(4) DEVELOP A DATABASE OF EVIDENCE-BASED PROGRAMS AND**
5 **INITIATIVES EXISTING IN THE STATE'S PUBLIC SCHOOLS THAT ENHANCE 21ST**
6 **CENTURY LEARNING AND SOCIOECONOMIC DIVERSITY.**

7 **9.5-103.**

8 **(A) A ~~BOARD OF DIRECTORS~~ GOVERNING BOARD SHALL MANAGE THE**
9 **COLLABORATIVE AND EXERCISE ITS ~~CORPORATE~~ ORGANIZATIONAL POWERS.**

10 **(B) THE GOVERNING BOARD CONSISTS OF THE FOLLOWING ~~15~~ 18**
11 **MEMBERS:**

12 **(1) THE STATE SUPERINTENDENT, OR THE STATE**
13 **SUPERINTENDENT'S DESIGNEE;**

14 **(2) THE SECRETARY OF COMMERCE, OR THE SECRETARY'S**
15 **DESIGNEE;**

16 **(3) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE**
17 **PRESIDENT OF THE SENATE;**

18 **(4) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE**
19 **SPEAKER OF THE HOUSE; AND**

20 **(5) A REPRESENTATIVE OF THE MARYLAND ASSOCIATION OF**
21 **BOARDS OF EDUCATION, APPOINTED BY THE ASSOCIATION;**

22 **(6) A REPRESENTATIVE OF THE BALTIMORE TEACHERS UNION,**
23 **APPOINTED BY THE UNION;**

24 **(7) A REPRESENTATIVE OF THE MARYLAND STATE EDUCATION**
25 **ASSOCIATION, APPOINTED BY THE ASSOCIATION;**

26 **(8) A REPRESENTATIVE OF THE MARYLAND PARENT TEACHER**
27 **ASSOCIATION, APPOINTED BY THE ASSOCIATION;**

28 **(9) A REPRESENTATIVE WITH EXPERIENCE IN EDUCATION**
29 **TECHNOLOGY, APPOINTED BY THE MARYLAND TECH COUNCIL;**

1 **(10) A MARYLAND PUBLIC SCHOOL EDUCATOR, APPOINTED BY THE**
 2 **STATE SUPERINTENDENT OR THE STATE BOARD OF EDUCATION;**

3 **(11) A REPRESENTATIVE OF THE PUBLIC SCHOOL SUPERINTENDENTS**
 4 **ASSOCIATION OF MARYLAND, APPOINTED BY THE ASSOCIATION;**

5 **(12) A REPRESENTATIVE OF A PUBLIC INSTITUTION OF HIGHER**
 6 **EDUCATION IN THE STATE, APPOINTED BY THE CHANCELLOR OF THE UNIVERSITY**
 7 **SYSTEM OF MARYLAND; AND**

8 ~~(5)~~ **(13) THE FOLLOWING ~~11~~ 6 MEMBERS, APPOINTED BY THE**
 9 **GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE:**

10 **(I) ONE REPRESENTING A PUBLIC INSTITUTION OF HIGHER**
 11 **EDUCATION IN THE STATE;**

12 ~~(II) ONE REPRESENTING A LOCAL BOARD OF EDUCATION;~~

13 ~~(III) ONE REPRESENTING A PUBLIC SCHOOL IN THE STATE;~~

14 ~~(IV)~~ **(II) ONE REPRESENTING AN INNOVATIVE PUBLIC SCHOOL**
 15 **IN THE STATE;**

16 ~~(V) ONE REPRESENTING A PRIVATE SCHOOL;~~

17 ~~(VI)~~ **(III) ONE REPRESENTING A BUSINESS INVOLVED IN**
 18 **INTERNATIONAL COMMERCE;**

19 ~~(VII)~~ **(IV) ONE REPRESENTING A PHILANTHROPIC**
 20 **ORGANIZATION WITH A FOCUS IN EDUCATION POLICY;**

21 ~~(VIII)~~ **(V) ONE REPRESENTING AN INSTITUTION OF HIGHER**
 22 **EDUCATION IN THE STATE WHO HAS A BACKGROUND IN PROGRAM EVALUATION AND**
 23 **DESIGN; AND**

24 ~~(IX) ONE REPRESENTING A LABOR ORGANIZATION THAT~~
 25 **REPRESENTS PUBLIC EDUCATION EMPLOYEES;**

26 ~~(X) ONE REPRESENTATIVE WITH EXPERIENCE IN EDUCATION~~
 27 **TECHNOLOGY; AND**

28 ~~(XI)~~ **(VI) ONE REPRESENTATIVE FROM A BUSINESS WITH**
 29 **EXPERIENCE IN ARCHITECTURE, DESIGN, ENGINEERING, OR THE SCIENCES.**

1 **(C) THE GOVERNOR SHALL APPOINT A REPRESENTATIVE OF A PRIVATE**
2 **SCHOOL THAT HAS SUCCESSFULLY ENHANCED 21ST CENTURY LEARNING AND**
3 **SOCIOECONOMIC DIVERSITY TO SERVE AS A NONVOTING, ADVISORY MEMBER TO**
4 **THE GOVERNING BOARD.**

5 ~~(C)~~ **(D)** A MEMBER OF THE GOVERNING BOARD SHALL RESIDE IN THE
6 STATE.

7 ~~(D)~~ **(E)** IN MAKING APPOINTMENTS TO THE GOVERNING BOARD, THE
8 GOVERNOR SHALL CONSIDER:

9 **(1) DIVERSITY BASED ON SEX, GENDER IDENTITY, SEXUAL**
10 **ORIENTATION, RACE, ETHNICITY, AND ECONOMIC STATUS; AND**

11 **(2) ALL GEOGRAPHIC REGIONS OF THE STATE.**

12 ~~(E)~~ **(F)** A MEMBER OF THE GOVERNING BOARD:

13 **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE**
14 **GOVERNING BOARD; BUT**

15 **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**
16 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

17 ~~(F)~~ **(G)** **(1) THE TERM OF AN APPOINTED MEMBER IS 4 YEARS.**

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

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

23 ~~(G)~~ **(H)** THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER FOR
24 INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE DUTIES OF THE
25 POSITION.

26 ~~(H)~~ **(I)** THE GOVERNING BOARD SHALL ELECT A CHAIR FROM AMONG ITS
27 MEMBERS.

28 ~~(I)~~ **(J)** THE GOVERNING BOARD MAY ACT WITH AN AFFIRMATIVE VOTE
29 OF ~~EIGHT~~ **NINE GOVERNING BOARD MEMBERS.**

30 **9.5-104.**

1 (A) THE COLLABORATIVE SHALL EMPLOY AN EXECUTIVE DIRECTOR.

2 (B) THE EXECUTIVE DIRECTOR SHALL HAVE EXPERIENCE WITH AND
3 POSSESS QUALIFICATIONS RELEVANT TO THE ACTIVITIES AND PURPOSES OF THE
4 COLLABORATIVE.

5 9.5-105.

6 (A) THE ATTORNEY GENERAL IS THE LEGAL ADVISOR TO THE
7 COLLABORATIVE.

8 (B) WITH THE APPROVAL OF THE ATTORNEY GENERAL, THE
9 COLLABORATIVE MAY RETAIN ANY NECESSARY LAWYERS.

10 9.5-106.

11 THE COLLABORATIVE MAY RETAIN ANY NECESSARY ACCOUNTANTS,
12 FINANCIAL ADVISORS, OR OTHER CONSULTANTS.

13 9.5-107.

14 (A) EXCEPT AS PROVIDED IN SUBSECTIONS (B), (C), AND (E) OF THIS
15 SECTION, THE COLLABORATIVE IS EXEMPT FROM:

16 (1) TITLE 10 AND DIVISION II OF THE STATE FINANCE AND
17 PROCUREMENT ARTICLE; AND

18 (2) §§ 3-301 AND 3-303 OF THE GENERAL PROVISIONS ARTICLE.

19 (B) THE COLLABORATIVE IS SUBJECT TO THE PUBLIC INFORMATION ACT.

20 (C) THE BOARD AND THE OFFICERS AND EMPLOYEES OF THE
21 COLLABORATIVE ARE SUBJECT TO THE PUBLIC ETHICS LAW.

22 (D) THE OFFICERS AND EMPLOYEES OF THE COLLABORATIVE ARE NOT
23 SUBJECT TO THE PROVISIONS OF DIVISION I OF THE STATE PERSONNEL AND
24 PENSIONS ARTICLE THAT GOVERN THE STATE PERSONNEL MANAGEMENT SYSTEM.

25 (E) THE COLLABORATIVE AND ITS GOVERNING BOARD AND EMPLOYEES
26 ARE SUBJECT TO TITLE 12, SUBTITLE 4 OF THE STATE FINANCE AND
27 PROCUREMENT ARTICLE.

28 9.5-108.

1 THE COLLABORATIVE MAY:

2 (1) ADOPT BYLAWS FOR THE CONDUCT OF ITS BUSINESS;

3 (2) ADOPT A SEAL;

4 (3) MAINTAIN OFFICES AT A PLACE THE COLLABORATIVE
5 DESIGNATES IN THE STATE;6 (4) ACCEPT LOANS, GRANTS, OR ASSISTANCE OF ANY KIND FROM THE
7 FEDERAL OR STATE GOVERNMENT, A LOCAL GOVERNMENT, A COLLEGE OR
8 UNIVERSITY, OR A PRIVATE SOURCE IF THE COLLABORATIVE GIVES PRIOR NOTICE
9 TO THE STATE BOARD AND EACH LOCAL SCHOOL SYSTEM;

10 (5) ENTER INTO CONTRACTS AND OTHER LEGAL INSTRUMENTS;

11 (6) SUE OR BE SUED; AND12 ~~(7) ACQUIRE, PURCHASE, HOLD, LEASE AS LESSEE, AND USE:~~13 ~~(I) A FRANCHISE, PATENT, OR LICENSE;~~14 ~~(II) ANY REAL, PERSONAL, MIXED, TANGIBLE, OR INTANGIBLE~~
15 ~~PROPERTY; OR~~16 ~~(III) AN INTEREST IN THE PROPERTY LISTED IN THIS ITEM;~~17 ~~(8) SELL, LEASE AS LESSOR, TRANSFER, LICENSE, ASSIGN, OR~~
18 ~~DISPOSE OF PROPERTY OR A PROPERTY INTEREST THAT THE COLLABORATIVE~~
19 ~~ACQUIRES;~~20 ~~(9) FIX AND COLLECT RATES, RENTALS, FEES, ROYALTIES, AND~~
21 ~~CHARGES FOR SERVICES AND RESOURCES THE COLLABORATIVE PROVIDES OR~~
22 ~~MAKES AVAILABLE;~~23 ~~(10) CREATE, OWN, CONTROL, OR BE A MEMBER OF A CORPORATION, A~~
24 ~~LIMITED LIABILITY COMPANY, A PARTNERSHIP, OR ANY OTHER ENTITY, WHETHER~~
25 ~~OPERATED FOR PROFIT OR NOT FOR PROFIT;~~26 ~~(11) EXERCISE POWER USUALLY POSSESSED BY A PRIVATE~~
27 ~~CORPORATION IN PERFORMING SIMILAR FUNCTIONS UNLESS TO DO SO WOULD~~
28 ~~CONFLICT WITH STATE LAW; AND~~

1 ~~(12)~~ (7) DO ALL THINGS NECESSARY OR CONVENIENT TO CARRY
2 OUT THE POWERS GRANTED BY THIS TITLE.

3 ~~9.5-109.~~

4 ~~THE COLLABORATIVE MAY:~~

5 ~~(1) ACQUIRE, DEVELOP, IMPROVE, MANAGE, MARKET, LICENSE,~~
6 ~~SUBLICENSE, MAINTAIN, LEASE AS LESSOR OR LESSEE, OR OPERATE A PROJECT IN~~
7 ~~THE STATE TO CARRY OUT THE PURPOSES OF THE COLLABORATIVE;~~

8 ~~(2) ACQUIRE, DIRECTLY OR INDIRECTLY, FROM A PERSON OR~~
9 ~~POLITICAL SUBDIVISION, BY PURCHASE, GIFT, OR DEVISE ANY PROPERTY,~~
10 ~~RIGHTS OF WAY, FRANCHISES, EASEMENTS, OR OTHER INTERESTS IN LAND,~~
11 ~~INCLUDING SUBMERGED LAND AND RIPARIAN RIGHTS;~~

12 ~~(I) AS NECESSARY OR CONVENIENT TO IMPROVE OR OPERATE~~
13 ~~A PROJECT TO CARRY OUT ITS PURPOSES; AND~~

14 ~~(II) ON THE TERMS AND AT THE PRICES THAT THE~~
15 ~~COLLABORATIVE CONSIDERS REASONABLE; AND~~

16 ~~(3) ENTER INTO A PROJECT WITH A MANUFACTURER TO CARRY OUT~~
17 ~~THE PURPOSES OF THE COLLABORATIVE.~~

18 ~~9.5-110.~~ 9.5-109.

19 A DEBT, A CLAIM, AN OBLIGATION, OR A LIABILITY OF THE COLLABORATIVE
20 ~~OR ANY SUBSIDIARY OF THE COLLABORATIVE IS NOT:~~

21 (1) A DEBT, A CLAIM, AN OBLIGATION, OR A LIABILITY OF THE STATE,
22 A UNIT OR AN INSTRUMENTALITY OF THE STATE, OR A STATE OFFICER OR STATE
23 EMPLOYEE; OR

24 (2) A PLEDGE OF THE CREDIT OF THE STATE.

25 ~~9.5-111.~~ 9.5-110.

26 INSTITUTIONS OF HIGHER EDUCATION MAY:

27 (1) CONTRACT WITH THE COLLABORATIVE ~~OR SUBSIDIARIES OF THE~~
28 ~~COLLABORATIVE;~~

1 (2) ASSIGN TO THE COLLABORATIVE ~~OR SUBSIDIARIES OF THE~~
2 ~~COLLABORATIVE~~ INTELLECTUAL PROPERTY AND OTHER RESOURCES TO ASSIST IN
3 RESEARCH AND DEVELOPMENT AND ACTIVITIES; AND

4 (3) ASSIGN FACULTY AND STAFF TO THE COLLABORATIVE.

5 ~~9.5-112.~~ 9.5-111.

6 THE COLLABORATIVE IS EXEMPT FROM STATE AND LOCAL TAXES.

7 ~~9.5-113.~~ 9.5-112.

8 THE BOOKS AND RECORDS OF THE COLLABORATIVE ARE SUBJECT TO AUDIT:

9 (1) AT ANY TIME BY THE STATE; AND

10 (2) EACH YEAR BY AN INDEPENDENT AUDITOR ~~THAT THE OFFICE OF~~
11 ~~LEGISLATIVE AUDITS APPROVES.~~

12 ~~9.5-114.~~ 9.5-113.

13 (A) ON OR BEFORE OCTOBER 1 EACH YEAR, THE COLLABORATIVE SHALL
14 REPORT TO THE GOVERNOR, THE DEPARTMENT, AND, IN ACCORDANCE WITH §
15 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

16 (B) THE REPORT SHALL INCLUDE A COMPLETE OPERATING AND FINANCIAL
17 STATEMENT COVERING THE OPERATIONS OF THE COLLABORATIVE AND A SUMMARY
18 OF THE COLLABORATIVE’S ACTIVITIES DURING THE PRECEDING FISCAL YEAR.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2016. It shall remain effective for a period of 3 years and, at the end of June 30, 2019,
21 with no further action required by the General Assembly, this Act shall be abrogated and
22 of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.