

SENATE BILL 882

C8

6lr2909
CF HB 1589

By: ~~Senator Jennings~~ **Senators Jennings, Middleton, Astle, Benson, Feldman,
Hershey, Kelley, Klausmeier, Mathias, and Reilly**

Introduced and read first time: February 5, 2016

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 26, 2016

CHAPTER _____

1 AN ACT concerning

2 **Economic Development – Northeastern Maryland Additive Manufacturing**
3 **Innovation Authority**

4 FOR the purpose of renaming the Northeastern Maryland Additive Manufacturing
5 Innovation Authority to be the Regional Additive Manufacturing Partnership of
6 Maryland; altering certain definitions in order to codify a certain alternate name for
7 the ~~Northeastern Maryland Additive Manufacturing Innovation Authority~~
8 Partnership; altering the number and composition of the voting members of the
9 Executive Board; requiring the ~~Authority~~ Partnership to include in a certain
10 submission to the Department of Economic Competitiveness and Commerce a certain
11 request for financial support in a certain fiscal year; requiring the Department to
12 consider including certain requests for financial support in its annual budget
13 recommendations; ~~requiring, rather than authorizing, the Governor to include in the~~
14 ~~annual budget bill certain funding for the Authority~~; and generally relating to the
15 Northeastern Maryland Additive Manufacturing Innovation Authority.

16 BY repealing and reenacting, with amendments,

17 Article – Economic Development

18 ~~Section 13-1201, 13-1203(b)(2)(xvii) through (xix), and 13-1209~~

19 Section 13-1201, 13-1202, 13-1203(a) and (b)(2)(xvii) through (xix) and (3),
20 13-1204(b), 13-1205 through 13-1210, 13-1211(a), (c), (e), and (f), and
21 13-1212

22 Annotated Code of Maryland

23 (2008 Volume and 2015 Supplement)

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.



1 ~~BY repealing and reenacting, without amendments,~~
 2 ~~Article – Economic Development~~
 3 ~~Section 13–1202 and 13–1203(a)~~
 4 ~~Annotated Code of Maryland~~
 5 ~~(2008 Volume and 2015 Supplement)~~

6 BY adding to
 7 Article – Economic Development
 8 Section 13–1203(b)(2)(xx)
 9 Annotated Code of Maryland
 10 (2008 Volume and 2015 Supplement)

11 BY repealing and reenacting, without amendments,
 12 Article – State Finance and Procurement
 13 Section 6–226(a)(2)(i)
 14 Annotated Code of Maryland
 15 (2015 Replacement Volume)

16 BY repealing and reenacting, with amendments,
 17 Article – State Finance and Procurement
 18 Section 6–226(a)(2)(ii)82.
 19 Annotated Code of Maryland
 20 (2015 Replacement Volume)

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

23 **Article – Economic Development**

24 13–1201.

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

26 (b) “Additive manufacturing” means a process of joining materials to make objects
 27 from three–dimensional model data, usually layer upon layer, as opposed to subtractive
 28 manufacturing methodologies.

29 ~~(c) “Authority” means the Northeastern Maryland Additive Manufacturing~~
 30 ~~Innovation Authority, ALSO KNOWN AS RAMP MD.~~

31 ~~(d) (C)~~ “Board” means the Executive Board of the ~~Authority~~ **PARTNERSHIP.**

32 ~~(e) (D)~~ “Executive Director” means the Executive Director of the ~~Authority~~
 33 **PARTNERSHIP.**

1 ~~(E)~~ **(E)** “Fund” means the ~~Northeastern Maryland Additive Manufacturing~~
2 ~~Innovation Authority~~ **REGIONAL ADDITIVE MANUFACTURING PARTNERSHIP OF**
3 **MARYLAND** Fund, ALSO KNOWN AS THE **RAMP MD FUND**.

4 **(F) “PARTNERSHIP” MEANS THE REGIONAL ADDITIVE MANUFACTURING**
5 **PARTNERSHIP OF MARYLAND, ALSO KNOWN AS RAMP MD.**

6 (g) “Region” means Cecil and Harford counties.

7 13–1202.

8 (a) There is a ~~Northeastern Maryland Additive Manufacturing Innovation~~
9 ~~Authority~~ **REGIONAL ADDITIVE MANUFACTURING PARTNERSHIP OF MARYLAND.**

10 (b) (1) The ~~Authority~~ **PARTNERSHIP** is a tax-exempt body politic and
11 corporate.

12 (2) The ~~Authority~~ **PARTNERSHIP** is an independent unit that the
13 Governor may not place in a principal department of State government.

14 (c) The purposes of the ~~Authority~~ **PARTNERSHIP** are to:

15 (1) foster the economic development of the region by:

16 (i) promoting collaboration among government, businesses,
17 educational institutions, and entrepreneurs and innovators; and

18 (ii) leveraging the established additive manufacturing investments
19 in the region, including the facilities at Aberdeen Proving Ground; and

20 (2) position the State as a leader in additive manufacturing.

21 13–1203.

22 (a) An Executive Board shall manage the ~~Authority~~ **PARTNERSHIP** and exercise
23 its corporate powers.

24 (b) (2) The voting members of the Board are:

25 (xvii) **AT LEAST** one representative of 3D Maryland, appointed by the
26 Director of 3D Maryland;

27 (xviii) one representative of the Maryland Advisory Commission on
28 Manufacturing Competitiveness, appointed by the Chair of the Commission; [and]

1 (xix) AT LEAST six representatives of industry who reflect the
2 influential and emerging industries using additive manufacturing as determined by the
3 Department, appointed by the Secretary of Commerce; AND

4 (XX) AT LEAST ONE REPRESENTATIVE OF EACH ORGANIZATION
5 FOCUSED ON ADDITIVE MANUFACTURING IN THE STATE THAT IS INTERESTED IN
6 COLLABORATING WITH THE ~~AUTHORITY~~ PARTNERSHIP, APPOINTED BY THE
7 DIRECTOR OF THE REPRESENTATIVE'S RESPECTIVE ORGANIZATION.

8 (3) In addition to the voting members, the Executive Director of the
9 [Authority] PARTNERSHIP shall serve as an ex officio nonvoting member of the Board.

10 13-1204.

11 (b) (1) The Executive Director is the chief administrative officer of the
12 [Authority] PARTNERSHIP.

13 (2) The Executive Director shall manage the administrative affairs and
14 technical activities of the [Authority] PARTNERSHIP in accordance with the policies and
15 procedures that the Board establishes.

16 13-1205.

17 (a) The Department, the Cecil County Office of Economic Development, and the
18 Harford County Office of Economic Development jointly shall provide staff, office space,
19 and operational support for the [Authority] PARTNERSHIP.

20 (b) The [Authority] PARTNERSHIP may:

21 (1) (i) select and retain its own legal counsel; or

22 (ii) use the Attorney General as its legal counsel;

23 (2) employ, as regular employees or as independent contractors, additional
24 staff that the [Authority] PARTNERSHIP considers necessary; and

25 (3) retain any professional consultants that the [Authority]
26 PARTNERSHIP considers necessary.

27 13-1206.

28 The [Authority] PARTNERSHIP may:

29 (1) adopt a seal;

30 (2) sue or be sued;

1 (3) adopt bylaws and rules for the conduct of its business;

2 (4) enter into contracts and other legal instruments;

3 (5) accept grants, contributions, or other assistance of any kind from the
4 federal government, the State, a local government, a college or university, or other public
5 or private source;

6 (6) include in any contract for financial assistance with the federal
7 government any reasonable and appropriate condition imposed under federal law that is
8 not inconsistent with the purposes of this subtitle;

9 (7) make grants from the Fund to further the purposes of this subtitle;

10 (8) create, own, control, or be a member of a corporation, limited liability
11 company, partnership, or any other entity; and

12 (9) do all things necessary or convenient to carry out the purposes of this
13 subtitle.

14 13-1207.

15 To further the purposes of this subtitle, the [Authority] **PARTNERSHIP** shall:

16 (1) foster collaborative efforts, including public-private partnerships and
17 memoranda of understanding, among government agencies, military installations,
18 educational institutions, businesses, nonprofit organizations, individuals, and other
19 entities in the region to:

20 (i) share resources, including existing manufacturing
21 infrastructure;

22 (ii) cooperate in the development of new products and processes; and

23 (iii) bridge gaps between research, product development, and the
24 commercial application of new technologies and manufacturing processes;

25 (2) facilitate the involvement of Harford Community College, Cecil College,
26 Towson University, and other segments of the higher education community in developing
27 and sustaining a skilled additive manufacturing workforce through degree, certification,
28 specialized training, and continuing education programs;

29 (3) assist the Cecil County and Harford County public school systems in
30 preparing students for employment in the additive manufacturing workforce;

1 (4) support manufacturing businesses in retaining and expanding
2 production and jobs;

3 (5) obtain, coordinate, and disseminate marketing resources to promote
4 and enhance additive manufacturing opportunities and investment in the region;

5 (6) support priority access to workforce training funds and enterprise
6 investment tax credits for entities that are investing resources and creating jobs in the
7 region;

8 (7) pursue federal, State, local, and other public and private funding and
9 collaboration initiatives; and

10 (8) perform any other function consistent with the purposes of this subtitle.

11 13–1208.

12 (a) (1) Except as provided in paragraph (2) of this subsection, the [Authority]
13 **PARTNERSHIP** is exempt from Title 10 and Division II of the State Finance and
14 Procurement Article.

15 (2) The [Authority] **PARTNERSHIP**, its Board, and its employees are
16 subject to Title 12, Subtitle 4 and Title 14, Subtitle 3 of the State Finance and Procurement
17 Article.

18 (b) The officers and employees of the [Authority] **PARTNERSHIP** are not subject
19 to the provisions of Division I of the State Personnel and Pensions Article that govern the
20 State Personnel Management System.

21 (c) The [Authority] **PARTNERSHIP** is subject to the Public Information Act.

22 (d) The Board and the officers and employees of the [Authority] **PARTNERSHIP**
23 are subject to the Public Ethics Law.

24 13–1209.

25 (a) The State and Cecil and Harford counties jointly may finance the ~~Authority~~
26 **PARTNERSHIP** and its activities.

27 (b) (1) The State may provide financial support to the ~~Authority~~
28 **PARTNERSHIP** to assist in carrying out the activities of the ~~Authority~~ **PARTNERSHIP**.

29 (2) (i) On or before August 1 of each year, the ~~Authority~~
30 **PARTNERSHIP** shall submit its proposed work programs and operating budget for the
31 following fiscal year to the Department.

1 (ii) The submission shall include:

2 1. supporting schedules to show how the budget is financed
3 and to provide for review and recommendations; AND

4 2. A SPECIFIC REQUEST TO THE DEPARTMENT FOR
5 FINANCIAL SUPPORT IN THE FOLLOWING FISCAL YEAR.

6 (iii) After review, the Department shall:

7 1. CONSIDER INCLUDING THE REQUEST FOR FINANCIAL
8 SUPPORT UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH IN ITS ANNUAL BUDGET
9 RECOMMENDATIONS; AND

10 2. forward the submission and any recommendations to the
11 Department of Budget and Management for consideration.

12 (3) (i) In accordance with subparagraph (ii) of this paragraph, for fiscal
13 year 2016 and each fiscal year thereafter, the Governor ~~[may]~~ ~~SHALL~~ include in the State
14 budget an appropriation ~~OF AT LEAST \$150,000~~ to partially support the ~~Authority~~
15 PARTNERSHIP.

16 (ii) 1. Any appropriation in a fiscal year under subparagraph (i)
17 of this paragraph shall be contingent on the commitment of Cecil and Harford counties to
18 contribute funds to the ~~Authority~~ PARTNERSHIP during the same fiscal year.

19 2. In determining the amount of an appropriation in a fiscal
20 year, it is the intent of the General Assembly that the appropriation shall equal at least
21 two times the total amount committed to be contributed by Cecil and Harford counties in
22 the same fiscal year.

23 (c) (1) The governing bodies of Cecil and Harford counties each year may
24 appropriate funds to the ~~Authority~~ PARTNERSHIP to promote the purposes of the
25 ~~Authority~~ PARTNERSHIP.

26 (2) An appropriation under paragraph (1) of this subsection may be a
27 designated portion of the budget of the county Office of Economic Development.

28 (d) The ~~Authority~~ PARTNERSHIP may accept additional money from any other
29 public or private source.

30 13-1210.

31 The [Authority] PARTNERSHIP shall cooperate with State and local units that have
32 relevant statutory functions and duties.

1 13-1211.

2 (a) There is a [Northeastern Maryland Additive Manufacturing Innovation
3 Authority] **REGIONAL ADDITIVE MANUFACTURING PARTNERSHIP OF MARYLAND**
4 Fund.

5 (c) The [Authority] **PARTNERSHIP** shall administer the Fund.

6 (e) The Fund consists of:

7 (1) money appropriated in the State budget to the Fund;

8 (2) money appropriated by Cecil and Harford counties to the [Authority]
9 **PARTNERSHIP;**

10 (3) money made available to the Fund through federal programs;

11 (4) interest and investment earnings of the Fund; and

12 (5) any other money from any other source accepted for the benefit of the
13 Fund.

14 (f) The Fund may be used only to:

15 (1) provide grants for projects that further the purposes of this subtitle;
16 and

17 (2) pay the administrative and operational expenses of the [Authority]
18 **PARTNERSHIP.**

19 13-1212.

20 The [Authority] **PARTNERSHIP** shall submit to the Governor and, in accordance
21 with § 2-1246 of the State Government Article, the General Assembly:

22 (1) on or before December 1, 2014, an update on the activities of the
23 [Authority] **PARTNERSHIP** in implementing the provisions of this subtitle; and

24 (2) on or before December 1, 2015, and each year thereafter, a complete
25 operating and financial statement covering the [Authority's] **PARTNERSHIP'S** operations
26 and a summary of the [Authority's] **PARTNERSHIP'S** activities during the preceding fiscal
27 year.

28 **Article – State Finance and Procurement**

1 6-226.

2 (a) (2) (i) Notwithstanding any other provision of law, and unless
3 inconsistent with a federal law, grant agreement, or other federal requirement or with the
4 terms of a gift or settlement agreement, net interest on all State money allocated by the
5 State Treasurer under this section to special funds or accounts, and otherwise entitled to
6 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General
7 Fund of the State.

8 (ii) The provisions of subparagraph (i) of this paragraph do not apply
9 to the following funds:

10 82. the [Northeastern Maryland Additive Manufacturing
11 Innovation Authority] REGIONAL ADDITIVE MANUFACTURING PARTNERSHIP OF
12 MARYLAND Fund;

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
14 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.