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By: **Delegates Rosenberg, Morhaim, Hammen, Oaks, Billings, and Boutin**  
Introduced and read first time: February 8, 2002  
Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Task Force to Study Stem Cell Research**

3 FOR the purpose of establishing a Task Force to Study Stem Cell Research; providing  
4 for the membership, chairman, and staffing of the Task Force; providing for the  
5 charge of the Task Force with respect to making recommendations for State  
6 policy on certain stem cell research and related matters; requiring certain  
7 reports by certain dates; providing for the termination of this Act; and generally  
8 relating to the Task Force to Study Stem Cell Research.

9 BY adding to  
10 Article - Health - General  
11 Section 13-1601 through 13-1604, inclusive, to be under the new subtitle  
12 "Subtitle 16. Stem Cell Research"  
13 Annotated Code of Maryland  
14 (2000 Replacement Volume and 2001 Supplement)

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

17 **Article - Health - General**

18 **SUBTITLE 16. STEM CELL RESEARCH.**

19 13-1601.

20 THERE IS A TASK FORCE TO STUDY STEM CELL RESEARCH.

21 13-1602.

22 (A) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

23 (1) TWO MEMBERS OF THE SENATE OF MARYLAND, APPOINTED BY THE  
24 PRESIDENT OF THE SENATE;

25 (2) TWO MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY THE  
26 SPEAKER OF THE HOUSE;

1           (3)     ONE REPRESENTATIVE FROM THE DEPARTMENT OF HEALTH AND  
2 MENTAL HYGIENE, APPOINTED BY THE SECRETARY OF HEALTH AND MENTAL  
3 HYGIENE;

4           (4)     ONE REPRESENTATIVE FROM THE DEPARTMENT OF BUSINESS AND  
5 ECONOMIC DEVELOPMENT, APPOINTED BY THE SECRETARY OF BUSINESS AND  
6 ECONOMIC DEVELOPMENT;

7           (5)     ONE REPRESENTATIVE FROM THE ATTORNEY GENERAL'S OFFICE;

8           (6)     FIVE MEMBERS APPOINTED BY THE GOVERNOR, AS FOLLOWS:

9                   (I)     ONE REPRESENTATIVE FROM THE UNIVERSITY OF MARYLAND,  
10 BALTIMORE;

11                   (II)    ONE REPRESENTATIVE FROM THE JOHNS HOPKINS  
12 UNIVERSITY;

13                   (III)   ONE REPRESENTATIVE WITH EXPERIENCE IN THE FIELD OF IN  
14 VITRO FERTILIZATION;

15                   (IV)   ONE REPRESENTATIVE FROM PRIVATE COMPANIES  
16 CONDUCTING STEM CELL RESEARCH IN MARYLAND; AND

17                   (V)     ONE REPRESENTATIVE FROM THE NATIONAL INSTITUTES OF  
18 HEALTH.

19       (B)     THE GOVERNOR SHALL DESIGNATE THE CHAIRMAN OF THE TASK FORCE.

20       (C)     THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL PROVIDE  
21 STAFF FOR THE TASK FORCE.

22       (D)     A MEMBER OF THE TASK FORCE MAY NOT RECEIVE COMPENSATION FOR  
23 SERVING ON THE TASK FORCE, BUT IS ENTITLED TO REIMBURSEMENT FOR  
24 EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN  
25 THE STATE BUDGET.

26 13-1603.

27     THE TASK FORCE SHALL:

28           (1)     MAKE RECOMMENDATIONS FOR STATE POLICY REGARDING STEM  
29 CELLS DERIVED FROM EMBRYOS CREATED SOLELY FOR RESEARCH PURPOSES;

30           (2)     EVALUATE WHETHER THERE SHOULD BE WRITTEN INFORMED  
31 CONSENT REQUIREMENTS FOR PROSPECTIVE DONORS OF EMBRYONIC STEM CELLS  
32 DERIVED FROM EMBRYOS CREATED DURING INFERTILITY TREATMENT;

33           (3)     STUDY CONSTITUTIONAL, ETHICAL, AND POLICY ISSUES WITH  
34 RESPECT TO WHETHER THE STATE SHOULD REGULATE OR PROHIBIT COMMERCE IN  
35 EMBRYOS OR STEM CELLS;

1           (4)    (I)    DETERMINE WHAT STEM CELL RESEARCH IS ALREADY BEING  
2 DONE IN THE STATE BY PRIVATE COMPANIES AND ACADEMIC INSTITUTIONS; AND

3                   (II)   EVALUATE HOW THESE COMPANIES AND INSTITUTIONS ARE  
4 REGULATING THEMSELVES WHEN DOING STEM CELL RESEARCH;

5           (5)    DETERMINE THE EFFECT ON MARYLAND BUSINESSES AND  
6 INSTITUTIONS OF FEDERAL RESTRICTIONS THAT LIMIT FEDERALLY FUNDED  
7 RESEARCH AND DEVELOPMENT TO EXISTING CELL LINES ON STEM CELL RESEARCH;

8           (6)    ANALYZE THE ROLES OF, AND INTERRELATIONSHIP BETWEEN,  
9 FEDERAL AND STATE OVERSIGHT OF STEM CELL RESEARCH; AND

10          (7)    REVIEW ANY OTHER MATTER RELATING TO STEM CELL RESEARCH  
11 THAT THE TASK FORCE CONSIDERS NECESSARY AND PROPER.

12 13-1604.

13    (A)    THE TASK FORCE SHALL ISSUE A PRELIMINARY REPORT OF ITS FINDINGS  
14 AND RECOMMENDATIONS TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE  
15 STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER  
16 1, 2002.

17    (B)    THE TASK FORCE SHALL ISSUE A FINAL REPORT OF ITS FINDINGS AND  
18 RECOMMENDATIONS TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE  
19 GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON OR BEFORE DECEMBER 1, 2003.

20    SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 July 1, 2002. It shall remain effective for a period of 1 year and 5 months and, at the  
22 end of November 30, 2003, with no further action required by the General Assembly,  
23 this Act shall be abrogated and of no further force and effect.