

ENROLLED BILL

-- Education, Health, and Environmental Affairs/Appropriations --

Introduced by **Senators Hogan, Brochin, Hollinger, Kasemeyer, Klausmeier,
and Schrader**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Public Records - Trade Secrets and Confidential Information - Public**
3 **Institutions of Higher Education**

4 FOR the purpose of authorizing a custodian to deny inspection of a part of a public
5 record that contains information disclosing or relating to a trade secret,
6 confidential commercial information, or confidential financial information
7 owned in whole or in part by a public institution of higher education if the
8 information is part of certain ~~arrangements~~ activities; and generally relating to
9 the inspection of the public records of a public institution of higher education.

10 BY repealing and reenacting, without amendments,
11 Article - Education
12 Section 15-107
13 Annotated Code of Maryland
14 (2004 Replacement Volume and 2004 Supplement)

1 BY repealing and reenacting, with amendments,
2 Article - State Government
3 Section 10-618(i)
4 Annotated Code of Maryland
5 (2004 Replacement Volume)

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

8 **Article - Education**

9 15-107.

10 Public senior higher educational institutions and their governing boards are
11 encouraged to promote the economic development of the State and to increase the
12 financial resources of the institutions through arrangements with the private sector,
13 including collaborative research and development, commercial application of
14 institution-owned intellectual property, and the provisions of technical assistance.

15 **Article - State Government**

16 10-618.

17 (i) A custodian may deny inspection of that part of a public record that
18 contains information disclosing or relating to a trade secret, confidential commercial
19 information, or confidential financial information owned in whole or in part by:

20 (1) the Maryland Technology Development Corporation; OR

21 (2) A PUBLIC INSTITUTION OF HIGHER EDUCATION, IF THE
22 INFORMATION IS PART OF AN ARRANGEMENT BETWEEN THE INSTITUTION AND THE
23 PRIVATE SECTOR IN ACCORDANCE WITH THE INSTITUTION'S ACTIVITIES UNDER §
24 15-107 OF THE EDUCATION ARTICLE.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
26 effect October 1, 2005.