

HOUSE BILL 135

C8

71r0161
CF SB 104

By: **The Speaker (By Request – Administration) and Delegates Barve, Busch, Feldman, Haynes, N. King, Lawton, ~~and Morhaim~~ Morhaim, Braveboy, Burns, Davis, Haddaway, Harrison, Hecht, Impallaria, Jameson, J. King, Kirk, Krysiak, Love, Manno, Mathias, McHale, Miller, Minnick, Rudolph, Stifler, Taylor, Vaughn, Walkup, and Lee**

Introduced and read first time: January 24, 2007

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2007

CHAPTER _____

1 AN ACT concerning

2 **Maryland Life Sciences Advisory Board**

3 FOR the purpose of establishing the Maryland Life Sciences Advisory Board in the
4 Department of Business and Economic Development; providing for the
5 membership, terms, and chair of the Advisory Board; providing for the duties of
6 the Advisory Board; requiring certain reports by the Advisory Board; and
7 generally relating to the Maryland Life Sciences Advisory Board.

8 BY adding to

9 Article 83A – Department of Business and Economic Development
10 Section 5–2C–01 through 5–2C–03 to be under the new subtitle “Subtitle 2C.
11 Maryland Life Sciences Advisory Board”
12 Annotated Code of Maryland
13 (2003 Replacement Volume and 2006 Supplement)

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

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 **Article 83A – Department of Business and Economic Development**

2 **SUBTITLE 2C. MARYLAND LIFE SCIENCES ADVISORY BOARD.**

3 **5-2C-01.**

4 (A) **IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
5 **INDICATED.**

6 (B) **“ADVISORY BOARD” MEANS THE MARYLAND LIFE SCIENCES**
7 **ADVISORY BOARD.**

8 (C) **“LIFE SCIENCES” INCLUDES THE FIELDS OF BIOTECHNOLOGY,**
9 **PHARMACEUTICALS, BIOMEDICAL TECHNOLOGIES, LIFE SYSTEMS**
10 **TECHNOLOGIES, FOOD SCIENCES, ENVIRONMENTAL SCIENCES, AND**
11 **BIOMEDICAL DEVICES.**

12 **5-2C-02.**

13 (A) **THERE IS A MARYLAND LIFE SCIENCES ADVISORY BOARD IN THE**
14 **DEPARTMENT.**

15 (B) (1) **THE ADVISORY BOARD SHALL CONSIST OF 15 INDIVIDUALS,**
16 ~~**ONE:**~~

17 **(I) ONE OF WHOM SHALL BE THE SECRETARY; AND**

18 **(II) ONE OF WHOM SHALL BE A REPRESENTATIVE OF THE**
19 **MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION, DESIGNATED BY THE**
20 **MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION.**

21 **(2) THE REMAINING MEMBERS OF THE ADVISORY BOARD SHALL**
22 **BE APPOINTED BY THE GOVERNOR.**

23 (C) **OF THE ~~14~~ 13 APPOINTED MEMBERS:**

24 **(1) THREE SHALL REPRESENT FEDERAL AGENCIES LOCATED IN**
25 **THE STATE WITH LIFE SCIENCES MISSIONS;**

1 (2) FOUR SHALL HAVE EXECUTIVE EXPERIENCE IN LIFE
2 SCIENCES BUSINESSES LOCATED IN THE STATE;

3 (3) FOUR SHALL REPRESENT ~~COLLEGES OR UNIVERSITIES~~
4 INSTITUTIONS OF HIGHER EDUCATION LOCATED IN THE STATE, ONE OF WHICH
5 SHALL BE A COMMUNITY COLLEGE; AND

6 (4) ~~THREE~~ ONE SHALL HAVE GENERAL BUSINESS MARKETING
7 EXPERIENCE IN A LIFE SCIENCES BUSINESS LOCATED IN THE STATE; AND

8 (5) ONE SHALL BE ~~MEMBERS~~ A MEMBER OF THE GENERAL
9 PUBLIC.

10 (D) THE COMPOSITION OF THE ADVISORY BOARD SHALL REFLECT THE
11 RACE AND GENDER DIVERSITY OF THE POPULATION OF THE STATE.

12 (E) A MEMBER OF THE ADVISORY BOARD MAY NOT RECEIVE
13 COMPENSATION AS A MEMBER OF THE ADVISORY BOARD, BUT IS ENTITLED TO
14 REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL
15 REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

16 ~~(E)~~ (F) (1) EXCEPT FOR THE SECRETARY, THE TERM OF AN ADVISORY
17 BOARD MEMBER IS 2 YEARS.

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

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

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

26 ~~(G)~~ (H) A CHAIR SHALL BE SELECTED BY THE GOVERNOR FROM
27 AMONG THE ADVISORY BOARD MEMBERS.

28 ~~(H)~~ (I) THE ADVISORY BOARD MAY ACT WITH AN AFFIRMATIVE VOTE
29 OF EIGHT MEMBERS.

1 ~~(I)~~ (J) THE ADVISORY BOARD SHALL ASSIST THE DEPARTMENT IN:

2 (1) DEVELOPING A COMPREHENSIVE STATE STRATEGIC PLAN
3 FOR LIFE SCIENCES;

4 (2) PROMOTING LIFE SCIENCES RESEARCH, DEVELOPMENT,
5 COMMERCIALIZATION, AND MANUFACTURING IN THE STATE;

6 (3) PROMOTING COLLABORATION AND COORDINATION AMONG
7 LIFE SCIENCES ORGANIZATIONS IN THE STATE;

8 (4) PROMOTING COLLABORATION AND COORDINATION AMONG
9 RESEARCH INSTITUTIONS OF HIGHER EDUCATION IN THE STATE;

10 (5) DEVELOPING A STRATEGY TO COORDINATE STATE AND
11 FEDERAL RESOURCES TO ATTRACT PRIVATE SECTOR INVESTMENT AND JOB
12 CREATION IN THE LIFE SCIENCES;

13 ~~(5)~~ (6) DEVELOPING A STRATEGY TO SUPPORT FEDERAL LIFE
14 SCIENCES FACILITIES LOCATED IN THE STATE, INCLUDING SUPPORT FOR
15 EDUCATION, TRANSPORTATION, HOUSING, AND CAPITAL INVESTMENT NEEDS;
16 AND

17 ~~(6)~~ (7) MAKING RECOMMENDATIONS TO ADDRESS CRITICAL
18 NEEDS IN THE LIFE SCIENCES, INCLUDING ACCESS TO VENTURE CAPITAL AND
19 CAPITAL CONSTRUCTION FUNDING.

20 (K) IN PERFORMING ITS DUTIES, THE ADVISORY BOARD SHALL GIVE
21 DUE CONSIDERATION TO THE BUSINESS, SCIENTIFIC, MEDICAL, AND ETHICAL
22 ASPECTS OF THE LIFE SCIENCES INDUSTRY.

23 **5-2C-03.**

24 (A) THE ADVISORY BOARD SHALL REPORT TO THE GOVERNOR AND, IN
25 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE
26 GENERAL ASSEMBLY ON OR BEFORE DECEMBER 15 OF EACH YEAR.

1 **(B) THE REPORT SHALL SET FORTH ANY RECOMMENDATIONS FROM**
2 **THE ADVISORY BOARD AND SUMMARIZE THE ADVISORY BOARD'S ACTIVITIES**
3 **DURING THE PRECEDING YEAR.**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 July 1, 2007.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.