

SENATE BILL 104

C8

7lr0160

By: **The President (By Request – Administration) and Senators Garagiola, Gladden, Hogan, Miller, ~~and Rosapepe~~ Rosapepe, and Forehand**

Introduced and read first time: January 22, 2007

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 22, 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:

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

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.



SUBTITLE 2C. MARYLAND LIFE SCIENCES ADVISORY BOARD.

5-2C-01.

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

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

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

5-2C-02.

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

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

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

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

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

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

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

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

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

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

6 (5) ONE SHALL BE ~~MEMBERS~~ A MEMBER OF THE GENERAL
7 PUBLIC.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

12 ~~(5)~~ (6) DEVELOPING A STRATEGY TO SUPPORT FEDERAL LIFE
13 SCIENCES FACILITIES LOCATED IN THE STATE, INCLUDING SUPPORT FOR
14 EDUCATION, TRANSPORTATION, HOUSING, AND CAPITAL INVESTMENT NEEDS;
15 AND

16 ~~(6)~~ (7) MAKING RECOMMENDATIONS TO ADDRESS CRITICAL
17 NEEDS IN THE LIFE SCIENCES, INCLUDING ACCESS TO VENTURE CAPITAL AND
18 CAPITAL CONSTRUCTION FUNDING.

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

22 **5-2C-03.**

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

26 (B) THE REPORT SHALL SET FORTH ANY RECOMMENDATIONS FROM
27 THE ADVISORY BOARD AND SUMMARIZE THE ADVISORY BOARD'S ACTIVITIES
28 DURING THE PRECEDING YEAR.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.