

HOUSE BILL 983

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By: Delegates Rudolph, Bromwell, Donoghue, Elliott, Frank, Kach, Krebs, Oaks, Ready, Tarrant, and ~~V. Turner~~ V. Turner, Hammen, Pendergrass, Costa, Cullison, Hubbard, A. Kelly, Kipke, McDonough, Morhaim, Murphy, Nathan-Pulliam, Pena-Melnyk, and Reznik

Introduced and read first time: February 11, 2011

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2011

CHAPTER _____

1 AN ACT concerning

2 **Public Health – Cord Blood Transplant Program**

3 FOR the purpose of establishing the Cord Blood Transplant Program in the
4 Department of Health and Mental Hygiene for certain purposes; establishing
5 the Cord Blood Transplant Center Support Fund; providing for the purpose of
6 the Fund; requiring the Department to administer the Fund; specifying that the
7 Fund is a special, nonlapsing fund that is not subject to a certain provision of
8 law; requiring the State Treasurer to hold the fund separately and invest and
9 reinvest money in the Fund in a certain manner; requiring the State
10 Comptroller to account for the Fund; specifying that the Fund consists of certain
11 money, and that investment earnings be paid into the Fund; specifying the
12 purposes for which the Fund may be used; specifying that expenditures from the
13 Fund may be made only in accordance with the State budget; authorizing
14 certain qualified medical institutions to apply for a certain grant from the Fund
15 each year; requiring the Department to adopt certain regulations; defining
16 certain terms; and generally relating to the Cord Blood Transplant Center
17 Support Fund.

18 BY adding to

19 Article – Health – General

20 Section 13–3001 through 13–3004 to be under the new subtitle “Subtitle 30.

21 Cord Blood Transplant Program”

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 Annotated Code of Maryland
2 (2009 Replacement Volume and 2010 Supplement)

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

5 **Article – Health – General**

6 **SUBTITLE 30. CORD BLOOD TRANSPLANT PROGRAM.**

7 **13-3001.**

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

10 (B) “CORD BLOOD TRANSPLANT CENTER” MEANS A MEDICAL FACILITY
11 THAT USES CELLS OBTAINED FROM A HUMAN UMBILICAL CORD OR PLACENTA
12 TO TREAT PEDIATRIC OR ADULT PATIENTS AFFLICTED WITH A DISEASE OR
13 INJURY.

14 (C) “FUND” MEANS THE CORD BLOOD TRANSPLANT CENTER SUPPORT
15 FUND.

16 (D) “QUALIFIED MEDICAL INSTITUTION” MEANS A MEDICAL
17 INSTITUTION ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF
18 HEALTH CARE ORGANIZATIONS THAT:

19 (1) IS LOCATED IN THE STATE; AND

20 (2) HAS AN ESTABLISHED HEMATOLOGIC MALIGNANCIES
21 RESEARCH PROGRAM.

22 **13-3002.**

23 (A) THERE IS A CORD BLOOD TRANSPLANT PROGRAM IN THE
24 DEPARTMENT.

25 (B) THE PURPOSE OF THE CORD BLOOD ~~TRANSPORT~~ TRANSPLANT
26 PROGRAM IS TO PROVIDE FUNDING, SUBJECT TO THE LIMITATIONS OF THE
27 STATE BUDGET, TO QUALIFIED MEDICAL INSTITUTIONS TO ESTABLISH OR
28 MAINTAIN A CORD BLOOD TRANSPLANT CENTER.

29 **13-3003.**

30 (A) THERE IS A CORD BLOOD TRANSPLANT CENTER SUPPORT FUND.

1 **(B) THE PURPOSE OF THE FUND IS TO PROMOTE ECONOMIC**
2 **DEVELOPMENT BY SUPPORTING CORD BLOOD TRANSPLANT CENTERS AT**
3 **QUALIFIED MEDICAL INSTITUTIONS WITH A GOAL OF BEING RECOGNIZED AS A**
4 **REGIONAL CENTER OF EXCELLENCE IN THE AREA OF CORD BLOOD**
5 **TRANSPLANTATION.**

6 **(C) THE DEPARTMENT SHALL ADMINISTER THE FUND.**

7 **(D) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT**
8 **TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

9 **(E) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND**
10 **THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

11 **(F) THE FUND CONSISTS OF:**

12 **(1) BEGINNING IN 2013, ANY MONEY APPROPRIATED IN THE**
13 **STATE BUDGET TO THE FUND; AND**

14 **(2) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED**
15 **FOR THE BENEFIT OF THE FUND.**

16 **(G) THE FUND MAY BE USED ONLY FOR THE ESTABLISHMENT OF OR**
17 **SUPPORT FOR A CORD BLOOD TRANSPLANT CENTER AT A QUALIFIED MEDICAL**
18 **INSTITUTION.**

19 **(H) (1) THE STATE TREASURER SHALL INVEST AND REINVEST THE**
20 **MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE**
21 **INVESTED.**

22 **(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL PAID INTO**
23 **THE FUND.**

24 **(I) (1) THE COMPTROLLER SHALL PAY OUT MONEY FROM THE FUND**
25 **AS DIRECTED BY THE SECRETARY.**

26 **(2) NO PART OF THE FUND MAY REVERT OR BE CREDITED TO:**

27 **(I) THE GENERAL FUND OF THE STATE; OR**

28 **(II) ANY OTHER SPECIAL FUND OF THE STATE.**

1 **(J) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN**
2 **ACCORDANCE WITH THE STATE BUDGET.**

3 **13-3004.**

4 **(A) A QUALIFIED MEDICAL INSTITUTION MAY APPLY FOR A GRANT**
5 **FROM THE FUND EACH YEAR.**

6 **(B) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ADMINISTER**
7 **THE FUND IN ACCORDANCE WITH THE PURPOSES OF THIS ~~SECTION~~ SUBTITLE.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.