

SENATE BILL 584

J1

11r2496
CF 11r1970

By: **Senator Jacobs**

Introduced and read first time: February 4, 2011

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

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

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

16 BY adding to

17 Article – Health – General

18 Section 13–2901 through 13–2903 to be under the new subtitle “Subtitle 29.
19 Cord Blood Transplant Program Support Fund”

20 Annotated Code of Maryland

21 (2009 Replacement Volume and 2010 Supplement)

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

24 **Article – Health – General**

25 **SUBTITLE 29. CORD BLOOD TRANSPLANT PROGRAM SUPPORT FUND.**

26 **13–2901.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **(B) “CORD BLOOD TRANSPLANT PROGRAM” MEANS A PROGRAM THAT**
4 **USES CELLS OBTAINED FROM A HUMAN UMBILICAL CORD OR PLACENTA TO**
5 **TREAT PEDIATRIC OR ADULT PATIENTS AFFLICTED WITH A DISEASE OR INJURY.**

6 **(C) “FUND” MEANS THE CORD BLOOD TRANSPLANT PROGRAM**
7 **SUPPORT FUND.**

8 **(D) “QUALIFIED MEDICAL INSTITUTION” MEANS A MEDICAL**
9 **INSTITUTION ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF**
10 **HEALTH CARE ORGANIZATIONS THAT:**

11 **(1) IS LOCATED IN THE STATE; AND**

12 **(2) HAS AN ESTABLISHED HEMATOLOGIC MALIGNANCIES**
13 **RESEARCH PROGRAM.**

14 **13-2902.**

15 **(A) THERE IS A CORD BLOOD TRANSPLANT PROGRAM SUPPORT FUND.**

16 **(B) THE PURPOSE OF THE FUND IS TO PROMOTE ECONOMIC**
17 **DEVELOPMENT BY SUPPORTING CORD BLOOD TRANSPLANT PROGRAMS AT**
18 **QUALIFIED MEDICAL INSTITUTIONS WITH A GOAL OF BEING RECOGNIZED AS A**
19 **REGIONAL CENTER OF EXCELLENCE IN THE AREA OF CORD BLOOD**
20 **TRANSPLANTATION.**

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

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

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

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

27 **(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**
28 **AND**

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

3 **(G) THE FUND MAY BE USED ONLY FOR THE ESTABLISHMENT OF OR**
4 **SUPPORT FOR A CORD BLOOD TRANSPLANT PROGRAM AT A QUALIFIED MEDICAL**
5 **INSTITUTION.**

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

9 **(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL PAID INTO**
10 **THE FUND.**

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

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

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

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

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

18 **13-2903.**

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

21 **(B) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ADMINISTER**
22 **THE FUND IN ACCORDANCE WITH THE PURPOSES OF THIS SECTION.**

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