

AMENDMENTS TO LB1093

(Amendments to Standing Committee amendments, AM2391)

Introduced by Morfeld, 46.

1 1. Insert the following new sections:

2 Section 1. Section 50-501, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 50-501 ~~(1) The Legislature recognizes the importance of~~
5 ~~biotechnology and the role that biotechnology plays in the economic well-~~
6 ~~being of the State of Nebraska. The Natural Resources Committee of the~~
7 ~~Legislature shall be responsible for the development of a statewide~~
8 ~~strategic plan for biotechnology in Nebraska. The plan shall include a~~
9 ~~baseline review and assessment of the potential in the biotechnology~~
10 ~~economy in Nebraska and a strategic plan for the state's efforts in~~
11 ~~creating wealth and jobs in the biotechnology economy. The plan shall~~
12 ~~address strategies for developing the biotechnology economy and shall~~
13 ~~include, but not be limited to, research, testing, agricultural feedstock~~
14 ~~and chemicals, drugs and other pharmaceuticals, medical materials,~~
15 ~~medical laboratories, and advanced biofuels. The plan shall estimate the~~
16 ~~wealth and the number of jobs that may be generated from expanding the~~
17 ~~biotechnology economy.~~

18 ~~(2) The Natural Resources Committee of the Legislature, in~~
19 ~~consultation with the Executive Board of the Legislature, shall~~
20 ~~commission a nonprofit corporation to provide research, analysis, and~~
21 ~~recommendations to the committee for the development of the plan. The~~
22 ~~nonprofit corporation shall be incorporated pursuant to the Nebraska~~
23 ~~Nonprofit Corporation Act, shall be organized exclusively for nonprofit~~
24 ~~purposes within the meaning of section 501(c)(6) of the Internal Revenue~~
25 ~~Code as defined in section 49-801.01, shall be engaged in activities to~~
26 ~~facilitate and promote the growth of life sciences within Nebraska, shall~~

1 ~~be dedicated to the development and growth of the biotechnology economy,~~
2 ~~and shall agree to remit one hundred thousand dollars to the State~~
3 ~~Treasurer for credit to the Biotechnology Development Cash Fund for the~~
4 ~~research required by this section. The nonprofit corporation shall retain~~
5 ~~such consultation services as required for assistance in providing~~
6 ~~research, analysis, and recommendations. The nonprofit corporation shall~~
7 ~~present its research, analysis, and recommendations to the committee by~~
8 ~~September 30, 2010.~~

9 ~~(3) The Natural Resources Committee shall prepare and present to the~~
10 ~~Legislature a statewide strategic plan for biotechnology during the One~~
11 ~~Hundred Second Legislature, First Session, for consideration by the~~
12 ~~Legislature. The committee shall prepare annual updates to the plan for~~
13 ~~consideration by the Legislature.~~

14 (1) The Bioscience Steering Committee is created. The committee
15 shall consist of the chairperson of the Revenue Committee of the
16 Legislature or his or her designee, the chairperson of the Appropriations
17 Committee or his or her designee, and three members of the Legislature
18 selected by the Executive Board of the Legislative Council. The executive
19 board shall appoint a chairperson and vice-chairperson of the committee.

20 (2) The committee shall conduct a study to measure the impact of the
21 bioscience economy in Nebraska and prepare a strategic plan for growing
22 the bioscience economy in Nebraska. The strategic plan shall report on
23 any progress or remaining work since the last study conducted on the
24 bioscience industry. The strategic plan shall further propose strategies
25 for developing the bioscience economy and shall include, but not be
26 limited to, strategies to (a) stimulate job growth in the fields of
27 science, technology, and engineering throughout Nebraska, (b) encourage
28 individuals and organizations engaged in the biotechnology businesses to
29 locate and expand in Nebraska, (c) capture and commercialize technology
30 that is discovered and developed in Nebraska, (d) grow Nebraska's
31 investment capital market and incentivize investment in life science

1 start-up companies, and (e) develop Nebraska's biotechnology workforce in
2 cooperation with higher education institutions. The strategic plan shall
3 estimate the wealth and number of jobs generated from expanding the
4 bioscience economy.

5 (3) The committee, in consultation with the executive board, shall
6 commission a nonprofit corporation to provide research, analysis, and
7 recommendations to the committee for the development of the study and
8 strategic plan. The nonprofit corporation shall be incorporated pursuant
9 to the Nebraska Nonprofit Corporation Act, shall be organized exclusively
10 for nonprofit purposes within the meaning of section 501(c)(6) of the
11 Internal Revenue Code as defined in section 49-801.01, shall be engaged
12 in activities to facilitate and promote the growth of life sciences
13 within Nebraska, and shall be dedicated to the development and growth of
14 the bioscience economy.

15 (4) The committee shall prepare and present electronically to the
16 Legislature a statewide strategic plan for the bioscience economy during
17 the One Hundred Fifth Legislature, First Session, for consideration by
18 the Legislature.

19 (5)(a) {4} The Biotechnology Development Cash Fund is created. The
20 Natural Resources Committee shall use money in the fund shall be used to
21 commission the nonprofit corporation and provide access to resources
22 necessary for developing the study and strategic plan.

23 (b) The fund may receive gifts, bequests, grants, or other
24 contributions or donations from public or private entities. Within five
25 days after the State Treasurer receives one hundred thousand dollars from
26 the nonprofit corporation for credit to the fund, the State Treasurer
27 shall transfer one hundred thousand dollars from the General Fund to the
28 Biotechnology Development Cash Fund. It is the intent of the Legislature
29 to appropriate two hundred thousand dollars to the fund for fiscal year
30 2009-10. Any money in the fund available for investment shall be invested
31 by the state investment officer pursuant to the Nebraska Capital

1 Expansion Act and the Nebraska State Funds Investment Act.

2 ~~(5) For purposes of this section:~~

3 ~~(a) Biotechnology means the technological application that uses~~
4 ~~biological systems, living organisms, or derivatives of biological~~
5 ~~systems or living organisms to make or modify products or processes for~~
6 ~~specific use; and~~

7 ~~(b) Biotechnology economy means economic activity derived from~~
8 ~~scientific and research activity focused on understanding mechanisms and~~
9 ~~processes at the genetic and molecular levels and the application of the~~
10 ~~mechanisms and processes to industrial processes.~~

11 Sec. 6. Sections 1 and 8 of this act become operative three
12 calendar months after the adjournment of this legislative session. The
13 other sections of this act become operative on their effective date.

14 Sec. 8. Original section 50-501, Reissue Revised Statutes of
15 Nebraska, is repealed.

16 2. Renumber the remaining sections and correct internal references
17 accordingly.