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HOUSE BILL 562

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Stephanie Garcia Richard

AN ACT

RELATING TO HIGHER EDUCATION; CREATING THE TECHNOLOGY RESEARCH
COLLABORATIVE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. TECHNOLOGY RESEARCH COLLABORATIVE CREATED--
PURPOSE.--

A. The "technology research collaborative" is
created. The New Mexico institute of mining and technology
shall be the fiscal agent for the collaborative.

B. Participating institutions associated with the
collaborative shall include national laboratories, other major
research institutes and all of the post-secondary educational
institutions in New Mexico.

C. The purpose of the collaborative is to:

- (1) establish advanced technology centers

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1 based on the wealth of scientific and technical talent that
2 exists in the member institutions;

3 (2) develop and create new intellectual
4 property for the state, encourage new opportunities for
5 business and increase jobs;

6 (3) commercialize the intellectual property
7 that is created; and

8 (4) create a work force to support enterprises
9 based on the intellectual property that is created.

10 D. Intellectual property created by an employee or
11 agent of an institution associated with the collaborative shall
12 be owned by that institution. Intellectual property created
13 jointly by the collaborative and an institution shall be owned
14 jointly by those entities. If the intellectual property is
15 created using federal funds, the applicable federal laws and
16 regulations shall govern the ownership.

17 E. The collaborative may receive appropriations
18 from the legislature through the board of regents of the New
19 Mexico institute of mining and technology and may receive any
20 other items of value from public or private sources.

21 F. The "board of the technology research
22 collaborative" is created. The board shall consist of eleven
23 members as follows:

24 (1) the governor or the governor's designee,
25 who shall chair the collaborative;

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1 (2) the presidents, or their designees, of the
2 university of New Mexico, New Mexico state university and New
3 Mexico institute of mining and technology;

4 (3) five members at large, appointed by the
5 governor with the consent of the senate;

6 (4) the director of Sandia national
7 laboratories or the director's designee; and

8 (5) the director of Los Alamos national
9 laboratory or the director's designee.

10 G. Appointed members shall serve for two-year terms
11 at the pleasure of the governor. Members shall serve until
12 their successors have been appointed. The governor may fill
13 any vacancy on the board for the remainder of an unexpired
14 term.

15 H. The board may elect officers as it deems
16 necessary to carry out its duties. A majority of the members
17 of the board shall constitute a quorum for the transaction of
18 business, and the board shall meet four times per year. Board
19 members shall not vote by proxy.

20 I. Public members of the board shall receive per
21 diem and mileage pursuant to the Per Diem and Mileage Act and
22 shall receive no other compensation, perquisite or allowance.

23 J. The board shall:

24 (1) employ a director and other staff, who
25 shall be exempt from the provisions of the Personnel Act, as

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1 the board deems necessary to provide continuity and
2 management of the collaborative; and

3 (2) prepare annual reports to the
4 legislature on the expenditures and progress of the
5 collaborative.

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