

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

.
.
.

Representative Justice offered the following:

Amendment to Amendment (883759)

Remove line(s) 458-504, and insert:

(a) The grantee shall reinvest a percentage of the net royalty revenues and of the revenues from the sale of stock received by The Scripps Research Institute from the licensing or transfer of inventions, methods, processes, and other patentable activities conceived or reduced to practice using facilities or employees of the grantee following the execution of the contract between the corporation and the grantee, as provided in paragraph (c). For purposes of this paragraph, the term "net royalty revenues" means all royalty revenues less the cost of obtaining, maintaining, and enforcing related patent and intellectual property rights, both foreign and domestic. Reinvestment payments under this subsection shall commence no later than 6 months after the grantee has received the final

Amendment No. (for drafter's use only)

28 disbursement under the contract and continue until the grantee
29 has reinvested pursuant to paragraph (c) the percentage of all
30 the net royalty revenues and proceeds from the sale of stock
31 related to the grantee's operation after the execution of the
32 contract.

33 (b) The grantee shall reinvest a percentage of the gross
34 revenues it receives from naming opportunities associated with
35 any facility it builds in this state, as provided in paragraph
36 (c). For purposes of this paragraph, the term "naming
37 opportunities" includes charitable donations from any person in
38 consideration for the right to have all or a portion of the
39 facility named for or in the memory of any person, living or
40 dead, or for any entity. The obligation to make reinvestment
41 payments under this subsection shall commence upon the execution
42 of the contract between the corporation and the grantee.

43 (c) The total amount of revenues reinvested by the grantee
44 under this subsection shall be:

45 1. Fifteen percent of up to \$155 million in such revenues,
46 or \$200 million if performance measures are not met.

47 2. Ten percent thereafter up to \$300 million in such
48 revenues, or \$369 million if performance measures are not met.

49 3. Five percent thereafter.

50
51 One-half of all reinvestment payments made pursuant to this
52 subsection shall be remitted to the state for deposit in the
53 Biomedical Research Trust Fund, or if such fund has ceased to
54 exist, in another trust fund that supports biomedical research,
55 as determined by law. One-half of all reinvestment payments made
56 pursuant to this subsection shall be remitted to the state for

Amendment No. (for drafter's use only)

57 | distribution to state universities and private nonprofit
58 | colleges and universities in the state, including historically
59 | Black colleges and universities, with the proceeds to be
60 | distributed pro rata based on the prior year's enrollment.