

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



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  
28  
29  
30  
31

Date: 06-04-07

(Filing No. S-196)

**BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE  
SENATE  
123RD LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 90, L.D. 253, Bill, "An Act To Implement the Recommendations of the Joint Select Committee on Research, Economic Development and the Innovation Economy"

Amend the bill by striking out all of section 7 and inserting the following:

'Sec. 7. 10 MRSA c. 107-D is enacted to read:

**CHAPTER 107-D**

**MAINE INNOVATION ECONOMY ADVISORY BOARD**

**§949. Maine Innovation Economy Advisory Board**

**1. Establishment.** The Maine Innovation Economy Advisory Board, referred to in this chapter as "the advisory board" and established by Title 5, section 12004-I, subsection 6-G, is established to coordinate the State's research and development activities and to foster collaboration among its higher education and nonprofit research institutions and members of the business community.

**2. Appointment and composition.** The advisory board consists of the following members:

**A. Two ex officio members:**

**(1) The Director of the Maine Technology Institute, as established in Title 5, section 12004-G, subsection 33-D, or the director's designee; and**

**(2) The Director of the Office of Innovation, as established in Title 5, section 13105, or the director's designee; and**

**B. Thirty members appointed by the Governor:**

**(1) Seven representatives from the for-profit business community within the 7 targeted technologies as defined in Title 5, section 15301;**

**COMMITTEE AMENDMENT**

BOA

COMMITTEE AMENDMENT "A" to S.P. 90, L.D. 253

- 1           (2) Seven representatives involved with nonprofit research institutions within the  
2           7 targeted technologies as defined in Title 5, section 15301;
- 3           (3) Four representatives of the Maine Biomedical Research Board established  
4           pursuant to Title 5, section 12004-G, subsection 4-B;
- 5           (4) Two representatives from nonprofit research laboratories with main offices  
6           or headquarters in this State and demonstrated expertise and credentials in marine  
7           research;
- 8           (5) One representative of the University of Maine and one representative of the  
9           University of Southern Maine;
- 10          (6) Four representatives of private universities and colleges within the State;
- 11          (7) One representative of the University of Maine Center for Law and  
12          Innovation;
- 13          (8) One representative of the Small Enterprise Growth Program as established in  
14          section 381; and
- 15          (9) Two representatives with demonstrated expertise in venture capital.
- 16          **3. Terms; vacancies; limits.** The term of office for members of the advisory board  
17          is 3 years. When a vacancy occurs, it must be filled by the same appointing authority,  
18          and the new member shall serve for the remainder of the term. Members who serve on  
19          the advisory board by virtue of their offices serve terms coincident with their terms in  
20          office. Members may continue to serve until their replacements are designated. A  
21          vacancy in a position held by an ex officio member that occurs other than by the  
22          expiration of a term must be filled by a designee appointed by the Commissioner of  
23          Economic and Community Development for the unexpired term. A vacancy may not  
24          impair the right of the remaining members to exercise all of the powers of the advisory  
25          board.
- 26          **4. Chair; election of officers.** The members of the advisory board shall annually  
27          elect one of the advisory board's members as chair and one of its members as vice-chair  
28          to set the agenda and schedule meetings. The advisory board may elect other officers and  
29          designate their duties.
- 30          **5. Voting rights.** Each member of the advisory board has a vote.
- 31          **6. Meetings.** The advisory board shall hold quarterly meetings each year.  
32          Additional meetings may be held as necessary to conduct the business of the advisory  
33          board.
- 34          **7. Compensation.** Members of the advisory board are not entitled to compensation.
- 35          **8. Adoption of bylaws.** The advisory board shall adopt bylaws consistent with this  
36          section for the governance of its affairs and to address the resolution of conflicts of  
37          interest that may arise.
- 38          **9. Quorum.** A majority of the members of the advisory board constitutes a quorum.

RMS

1 10. Staff support. The Department of Economic and Community Development,  
2 Office of Innovation shall provide staff support to the advisory board to carry out the  
3 purposes of this section.

4 11. Powers and duties. The powers and duties of the advisory board are as set out  
5 in this subsection.

6 A. Every 5 years starting in 2010, the advisory board shall develop an innovation  
7 economy action plan for the application of science and technology to improve the  
8 State's position in the global economy. The plan must identify specific steps that  
9 public and private research institutions must implement to improve the State's science  
10 and technology infrastructure, goals for encouraging collaborative initiatives among  
11 public and private research institutions, steps that can be implemented immediately  
12 without new state funding and resources and steps that will require new state  
13 appropriations or major reallocation of state appropriations and resources. The plan  
14 must include numerical objectives, costs and an evaluation protocol, as well as a  
15 provision for assigning and ensuring accountability for those who receive state  
16 research and development funds.

17 B. The advisory board shall assist state and federal policy makers in advancing  
18 research and development capacity initiatives in the State and in developing  
19 corresponding funding strategies; provide input on economic planning and the  
20 commercial application of the State's research and development efforts; facilitate  
21 research opportunities that create sustained, interinstitutional, collaborative,  
22 multidisciplinary, centers-based research projects; advocate for the State's research  
23 and development sector and interests; disseminate information about its work  
24 throughout the State; and serve as the EPSCoR steering committee, as referred to in  
25 Title 5, section 13110, for the State and evaluate proposals made to the Maine  
26 EPSCoR Program and related programs.

27 12. Report. The advisory board shall submit a report on the innovation economy  
28 action plan developed under subsection 11 to the Maine Economic Growth Council by  
29 the first Wednesday in March every 5 years, beginning in 2010. The advisory board shall  
30 submit a progress report on the innovation economy action plan to the joint standing  
31 committee of the Legislature having jurisdiction over business, research and economic  
32 development matters and to the Governor by the first Wednesday in March of each year,  
33 beginning in 2008.'

34 Amend the bill by striking out all of section 8 and inserting the following:

35 'Sec. 8. **Maine Innovation Economy Advisory Board; staggered terms for**  
36 **initial appointees.** Notwithstanding the Maine Revised Statutes, Title 10, section 949,  
37 subsection 3, of the members initially appointed to the Maine Innovation Economy  
38 Advisory Board, 10 serve for one-year terms, 10 for 2-year terms and 10 for 3-year terms.  
39 '

40 Amend the bill by inserting after section 9 the following:

41 'Sec. 10. **Appropriations and allocations.** The following appropriations and  
42 allocations are made.

# COMMITTEE AMENDMENT

**R.O.S.**

COMMITTEE AMENDMENT "A" to S.P. 90, L.D. 253

1 **DEVELOPMENT FOUNDATION, MAINE**

2 **Development Foundation 0198**

3 Initiative: Provides ongoing funds to the Maine Development Foundation for the  
4 additional staff and materials cost associated with the Maine Economic Growth Council's  
5 developing specific annual budget recommendations for research and development and  
6 preparing an annual accountability update.

|    |                           |                |                |
|----|---------------------------|----------------|----------------|
| 7  | <b>GENERAL FUND</b>       | <b>2007-08</b> | <b>2008-09</b> |
| 8  | All Other                 | \$7,500        | \$7,500        |
| 9  |                           |                |                |
| 10 | <b>GENERAL FUND TOTAL</b> | <u>\$7,500</u> | <u>\$7,500</u> |

11

12 **SUMMARY**

13 This amendment replaces sections 7 and 8 of the bill and changes the membership of  
14 the Maine Innovation Economy Advisory Board from 19 members to the Director of the  
15 Maine Technology Institute, the Director of the Office of Innovation and 30 members  
16 appointed by the Governor with a variety of expertise in research and development.

17 **FISCAL NOTE REQUIRED**

18 (See attached)



# 123rd MAINE LEGISLATURE

LD 253

LR 732(02)

## An Act To Implement the Recommendations of the Joint Select Committee on Research, Economic Development and the Innovation Economy

Fiscal Note for Bill as Amended by Committee Amendment "A "

Committee: Business, Research and Economic Development

Fiscal Note Required: Yes

### Fiscal Note

|                                   | 2007-08 | 2008-09 | Projections<br>2009-10 | Projections<br>2010-11 |
|-----------------------------------|---------|---------|------------------------|------------------------|
| <b>Net Cost (Savings)</b>         |         |         |                        |                        |
| General Fund                      | \$7,500 | \$7,500 | \$7,500                | \$7,500                |
| <b>Appropriations/Allocations</b> |         |         |                        |                        |
| General Fund                      | \$7,500 | \$7,500 | \$7,500                | \$7,500                |

#### Fiscal Detail and Notes

This bill includes ongoing General Fund appropriations of \$7,500 per year beginning in fiscal year 2007-08 to the Maine Development Foundation for the staffing and materials cost associated with the Maine Economic Growth Council developing the annual research and development budget recommendations and an annual accountability update on the State's commitment to research and development investments.

The additional costs associated with determining minimum expenditure levels for research and development for the Governor's budget proposal to the Legislature can be absorbed by the Executive Department utilizing existing budgeted resources. Based on the Revenue Forecasting Committee's March 2007 General Fund revenue projection for fiscal year 2008-09, 1% of total actual General Fund revenue is approximately \$31.4 million dollars.

Additional costs to the Department of Economic and Community Development associated with staffing the Maine Innovation Economy Advisory Board and submitting the required progress report can be absorbed within existing budgeted resources.