

MAINE STATE LEGISLATURE

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Date: 2/26/20

SMG
R. O'S

ENERGY, UTILITIES AND TECHNOLOGY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 136, L.D. 173, Bill, "An Act To Promote Economic Development and Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet"

Amend the bill by striking out the title and substituting the following:

'An Act To Provide Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet and Broadband Infrastructure'

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation provides funding to the ConnectME Authority to address critical needs to deploy high-speed Internet and broadband infrastructure in the State; and

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order for this funding to be available as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 36 MRSA §1951-C, sub-§5 is enacted to read:

5. Application of tax revenue. All sales and use tax revenue collected by the State Tax Assessor pursuant to this Part from marketplace facilitators, with respect to marketplace-facilitated sales, must be deposited into the General Fund, except that, on or before the last day of each month, the State Controller shall transfer to the ConnectME

2018

1 Authority, under Title 35-A, section 9203, the following amount: 33% of sales and use
2 tax revenue received from marketplace facilitators, with respect to marketplace-facilitated
3 sales, during the previous month after making the required transfers to the Local
4 Government Fund as described by Title 30-A, section 5681, to the Multimodal
5 Transportation Fund as described by Title 23, section 4210-B, subsection 7-A and to the
6 Tourism Marketing Promotion Fund as described by Title 5, section 13090-K, subsection
7 2.

8 **Sec. 2. Application.** This Act applies to sales occurring on or after June 1, 2020.

9 **Sec. 3. Appropriations and allocations.** The following appropriations and
10 allocations are made.

11 **ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**
12 **Office of Broadband Development Z245**

13 Initiative: Provides allocation to the ConnectME Authority to further deployment of
14 broadband infrastructure to unserved and underserved areas of the State.

15	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
16	All Other	\$0	\$7,010,000
17			
18	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$7,010,000

19 **Emergency clause.** In view of the emergency cited in the preamble, this
20 legislation takes effect when approved.'

21 **SUMMARY**

22 This amendment replaces the bill, which is a concept draft. The amendment requires
23 that 33% of sales and use tax revenue collected by the State Tax Assessor from
24 marketplace facilitators, with respect to marketplace-facilitated sales, after required
25 transfers to other funds be transferred to the ConnectME Authority to further deployment
26 of high-speed Internet and broadband infrastructure to unserved and underserved areas of
27 the State.

28 This amendment adds an emergency preamble and emergency clause to the bill.

29 **FISCAL NOTE REQUIRED**

30 **(See attached)**



Approved: 02/21/20 *MAC*

129th MAINE LEGISLATURE

LD 173

LR 371(02)

An Act To Promote Economic Development and Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet

Fiscal Note for Bill as Amended by Committee Amendment *A(H-698)*

Committee: Energy, Utilities and Technology

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$0	\$7,010,000	\$8,200,000	\$8,250,000
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$7,010,000	\$8,200,000	\$8,250,000
Revenue				
General Fund	\$0	(\$7,010,000)	(\$8,200,000)	(\$8,250,000)
Other Special Revenue Funds	\$0	\$7,010,000	\$8,200,000	\$8,250,000

Fiscal Detail and Notes

This bill transfers 33% of the sales and use tax revenue related to marketplace facilitated sales from the General Fund to the ConnectME Authority. The transfer will reduce General Fund revenue by \$7,010,000 and increase Other Special Revenue Funds revenue by a corresponding amount starting in fiscal year 2020-21. The bill also includes an accompanying allocation to the Office of Broadband Development within the ConnectME Authority in the Department of Economic and Community Development to allow for expenditure of the funds.