

MAINE STATE LEGISLATURE

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Amendment Name: Amendment CA (S-478) (LD 2092 2020)

Date: 8/14/2020

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Date: (Filing No. S-)

INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 743, L.D. 2092, “Resolve, To Establish the Maine Spaceport Complex Leadership Council”

Amend the resolve by inserting before section 1 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, the spaceport complex project is time sensitive; and

Whereas, this resolve establishes the Maine Spaceport Complex Leadership Council, which needs to begin work immediately; 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, be it'

Amend the resolve in section 2 by striking out all of subsection 1 (page 1, lines 21 to 39 and page 2, lines 1 to 5 in L.D.) and inserting the following:

- '1. The following voting members:
 - A. Two members of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature, appointed by the President of the Senate;
 - B. Two members of the House of Representatives, including a member from each of the 2 parties holding the largest number of seats in the Legislature, appointed by the Speaker of the House;
 - C. Two members of the public appointed by the President of the Senate as follows:
 - (1) A representative of an in-state manufacturing business with 25 or more employees that is involved in the aerospace industry; and
 - (2) A representative of an in-state private foundation;

COMMITTEE AMENDMENT

- 1 D. Two members of the public appointed by the Speaker of the House as follows:
- 2 (1) A representative of an in-state manufacturing business with fewer than 25
- 3 employees that is involved in the aerospace industry; and
- 4 (2) A representative of a college or university in the State with expertise in
- 5 aerospace; and
- 6 E. Two members of the public appointed by the Governor as follows:
- 7 (1) A representative of an entity directly funded by the National Space Grant
- 8 College and Fellowship Program; and
- 9 (2) A representative of an in-state nonprofit research organization that uses
- 10 satellite-based data.

11 In making appointments of members of the public, the appointing authorities shall make

12 every effort to appoint persons from generally recognized organizations representing the

13 entities mentioned in paragraphs C, D and E.

14 If a member appointed under paragraph A or B ceases to be a member of the Legislature

15 as a result of an election during the course of the council's work, the appointing authority

16 shall make a new appointment in accordance with the applicable paragraph to replace that

17 member and that member ceases to be a member of the council; and'

18 Amend the resolve by striking out all of section 3 and inserting the following:

19 '**Sec. 3. Appointments; convening of council. Resolved:** That the appointing

20 authorities shall make appointments to the council within 30 days of the effective date of

21 this resolve. The appointing authorities shall notify the Executive Director of the

22 Legislative Council once all appointments have been completed. After appointments of

23 all members, the cochairs shall call and convene the first meeting of the council. If 30

24 days or more after the effective date of this resolve a majority of but not all appointments

25 have been made, the cochairs may request authority and the Legislative Council may

26 grant authority for the council to meet and conduct its business.'

27 Amend the resolve in section 4 in the first line (page 2, line 27 in L.D.) by inserting

28 after the following: "shall" the following: ', to the extent resources are obtained in

29 accordance with section 7,'

30 Amend the resolve by striking out all of sections 7 and 8 and inserting the following:

31 '**Sec. 7. Staff; funding. Resolved:** That the council shall, if possible, enter into

32 an agreement with a Maine-based entity directly funded by the National Space Grant

33 College and Fellowship Program to provide necessary staff and other support for the

34 study at no cost to the council, including but not limited to any resources necessary to

35 develop and produce the strategic plan under section 4. The agreement may not provide

36 that the entity compensate council members pursuant to section 6.

37 '**Sec. 8. Submission of strategic plan. Resolved:** That, no later than November

38 1, 2021, the council shall submit any strategic plan developed pursuant to section 4 to the

39 Governor and the joint standing committee of the Legislature having jurisdiction over

40 economic development matters. The council shall include with the strategic plan

41 information regarding any financial commitments from potential users and tenants of the

1 spaceport complex. The council shall make any strategic plan submitted under this
2 section accessible to the public on a publicly accessible website maintained by the
3 Department of Economic and Community Development.

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

6 Amend the resolve by relettering or renumbering any nonconsecutive Part letter or
7 section number to read consecutively.

8 **SUMMARY**

9 This amendment does the following:

- 10 1. It adds an emergency preamble and emergency clause;
- 11 2. It adds language clarifying that a Legislator initially appointed to the Maine
12 Spaceport Complex Leadership Council who subsequently ceases to be a member of the
13 Legislature following an election will be replaced on the council by the appointing
14 authority;
- 15 3. It removes the language conditioning the meeting of the council on the availability
16 of funding;
- 17 4. It adds language clarifying that the development of the strategic plan by the
18 council is subject to the availability of funding;
- 19 5. It restructures the language describing the funding arrangements to make clear that
20 the council is responsible for all costs other than reimbursement of Legislators and of
21 council members who are not able to secure reimbursement through their employers; and
- 22 6. It changes the plan report date to November 1, 2021.

23 **FISCAL NOTE REQUIRED**

24 **(See attached)**



129th MAINE LEGISLATURE

LD 2092

LR 2970(02)

Resolve, To Establish the Maine Spaceport Complex Leadership Council

Fiscal Note for Bill as Amended by Committee Amendment " "
Committee: Innovation, Development, Economic Advancement and Business
Fiscal Note Required: Yes

Fiscal Note

Legislative Cost/Study

Legislative Cost/Study

The general operating expenses of this study are projected to be \$2,000 in fiscal year 2020-21 and \$1,000 in fiscal year 2021-22. An estimated \$6,190 is available in fiscal year 2020-21 in the Legislature's budget for legislative studies as well as balances carried over from prior years for this purpose. Whether these amounts are sufficient to fund all studies will depend on the number of studies authorized by the Legislative Council and the Legislature. The additional costs of providing staffing assistance to the study during the interim can be absorbed utilizing existing

Fiscal Detail and Notes

Additional costs to the University of Maine System, the Maine Community College System, the Department of Economic and Community Development, the Executive Department, the Transportation Department and the Maine Technology Institute associated with serving on the Maine Spaceport Complex Leadership Council can be absorbed within existing budgeted resources.