1   L.D. 173

2   Date: (Filing No. H-   )

3   **ENERGY, UTILITIES AND TECHNOLOGY**

4   Reproduced and distributed under the direction of the Clerk of the House.

5   **STATE OF MAINE**

6   **HOUSE OF REPRESENTATIVES**

7   **129TH LEGISLATURE**

8   **SECOND REGULAR SESSION**

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

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

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

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

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

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

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

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

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

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

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

COMMITTEE AMENDMENT

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.

OTHER SPECIAL REVENUE FUNDS	**2019-20**	**2020-21**
All Other	$0	$7,010,000
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)**

COMMITTEE AMENDMENT