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Date: (Filing No. S-)

HOUSING AND ECONOMIC DEVELOPMENT

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STATE OF MAINE SENATE 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to S.P. 651, L.D. 1643, “An Act to Establish the Maine Life Science Innovation Center”

Amend the bill in section 1 in c. 397 in §13402 by striking out all of the first indented paragraph (page 1, lines 26 to 28 in L.D.) and inserting the following:

'The Maine Life Science Innovation Center is established as a body corporate and politic and a public instrumentality of the State, exercising public and essential governmental functions. The center is an independent legal entity and is not a department, agency or instrumentality of State Government for purposes of administrative law or budgeting, and the debts, liabilities and obligations of the center are not debts, liabilities or obligations of the State. The center shall leverage and expand the State's growing life science sector by:'

Amend the bill in section 1 in c. 397 in §13403 in subsection 2 in the 2nd line (page 3, line 18 in L.D.) by striking out the following: "15" and inserting the following: '17'

Amend the bill in section 1 in c. 397 in §13403 in subsection 2 in the 3rd line (page 3, line 19 in L.D.) by striking out the following: "11" and inserting the following: '13'

Amend the bill in section 1 in c. 397 in §13403 in subsection 2 by striking out all of paragraph C (page 3, lines 31 to 41 and page 4, lines 1 to 20 in L.D.) and inserting the following:

'C. The members of the board who are not ex officio members are appointed by the Governor and subject to confirmation by the Senate and must be individuals or representatives of organizations that are in a position to advance the purposes and goals of the center and are able to have a significant effect on improving the State's life science economy as specified in the bylaws of the center. Consideration must be given to the unique multidisciplinary nature of the State's life science sector, which leverages innovations across human and animal health, marine biology, agriculture, forestry and data science for the benefit of human, animal and environmental health. When making appointments under this paragraph, the Governor shall consult with the board of directors of the Maine Technology Institute and the board of directors of the Finance

1 Authority of Maine to ensure the alignment of those appointments with the State's
2 economic development strategies. Membership under this paragraph includes:

3 (1) A representative of a business in the State with fewer than 25 employees that
4 is involved in the life science sector;

5 (2) A representative of a business in the State with 25 or more employees that is
6 involved in the life science sector;

7 (3) Two representatives of nonprofit research institutions based in the State that
8 are involved in research and development in the life science sector;

9 (4) A representative of a private college, university, community college or trade
10 school in the State that is involved in the life science sector;

11 (5) A representative of a hospital in the State engaged in life science research, life
12 science innovation or life science workforce development;

13 (6) Two representatives of trade associations based in the State or other nonprofit
14 organizations that support the life science sector, including the executive director
15 of an association of life science companies, professionals and researchers in the
16 State;

17 (7) An entrepreneur in the life science sector;

18 (8) A representative of an institution that is a member of a collaborative network
19 of state educational and research institutions led by an internationally recognized
20 institution for biomedical research in the State;

21 (9) A representative of business investors or the banking or finance sectors;

22 (10) A member representing Washington County; and

23 (11) A member representing Aroostook County.

24 Members of the board who are not ex officio members serve 3-year terms.'

25 Amend the bill in section 1 in c. 397 in §13404 in subsection 1 in paragraph A by
26 striking out all of subparagraph (10) (page 5, lines 29 and 30 in L.D.) and inserting the
27 following:

28 '(10) Make payments in lieu of taxes and pay service fees as determined appropriate
29 by the board; and'

30 Amend the bill in section 1 in c. 397 in §13405 by inserting after subsection 3 the
31 following:

32 **'4. Institutional affiliations, disclosure and recusal. Notwithstanding subsection 1,**
33 **an educational institution, research institution or nonprofit organization represented on the**
34 **board may apply for and receive funding or support from the center if:**

35 A. The board member affiliated with the applicant institution or organization discloses
36 the affiliation in writing to the board prior to any deliberation, decision or vote
37 regarding the application;

38 B. The board member affiliated with the applicant institution or organization recuses
39 that board member from any participation in any discussion, deliberation or decision
40 regarding the application; and

1 C. Action on the application is taken by a vote of a majority of the disinterested board
2 members present and voting.'

3 Amend the bill in section 1 in c. 397 in §13405 by renumbering the subsections to read
4 consecutively.

5 Amend the bill in section 1 in c. 397 in §13408 in subsection 1 by inserting after
6 paragraph H the following:

7 'After reviewing the report under this subsection, the joint standing committee may report
8 out legislation relating to the report in the same legislative session in which the report is
9 received.'

10 Amend the bill by inserting after section 1 the following:

11 **'Sec. 2. Maine Life Science Innovation Center; interim report.**

12 Notwithstanding the Maine Revised Statutes, Title 5, section 13408, the Maine Life
13 Science Innovation Center established pursuant to Title 5, section 13402 shall submit an
14 interim report to the Joint Standing Committee on Housing and Economic Development no
15 later than 180 days after all members of the center's board of directors have been appointed.
16 The interim report must include, but is not limited to, the following:

- 17 1. A description of the center's operations;
18 2. A statement of the center's proposed and projected activities for the ensuing fiscal
19 year; and
20 3. Recommendations regarding further actions that may be suitable for achieving the
21 purposes of the center.

22 After reviewing the interim report under this section, the joint standing committee may
23 report out legislation relating to the interim report in the same legislative session in which
24 the interim report is received.

25 **Sec. 3. First board.** Notwithstanding the Maine Revised Statutes, Title 5, section
26 13403, subsection 2, paragraph C, the members of the first Board of Directors of the Maine
27 Life Science Innovation Center who are not ex officio members serve staggered terms, with
28 4 members serving for one-year terms, 4 members serving for 2-year terms and 4 members
29 serving for 3-year terms.'

30 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
31 number to read consecutively.

32 **SUMMARY**

33 This amendment amends the bill by:

- 34 1. Clarifying that the Maine Life Science Innovation Center is established as a body
35 corporate and politic and a public instrumentality of the State;
36 2. Adding a member representing a hospital in the State to the board of directors of the
37 center;
38 3. Directing the Governor to consult with the Finance Authority of Maine and Maine
39 Technology Institute when making appointments to the board of directors of the center and

1 providing the recusal requirements and processes for board members who represent
2 education and research institutions as well as nonprofit organizations; and

3 4. Requiring the center to provide an interim report.

4 **FISCAL NOTE REQUIRED**

5 **(See attached)**