

SB0313/667879/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 313
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Simonaire” and substitute “Simonaire, Benson, and Oaks”; in line 10, strike “terms,”; in line 22, after “manner;” insert “providing that the Institute and the Center are independent entities that are not responsible for each other’s debts, liabilities, bonds, or obligations;”; in line 24, after “matters;” insert “stating the intent of the General Assembly regarding coordination of functions and avoidance of duplication of effort between the Center and the Administration;”; in line 26, strike “repealing the function of” and substitute “requiring the Board to establish a Financing Investment Advisory Committee for certain purposes; providing for the membership of the Advisory Committee; requiring the Advisory Committee to review certain matters and make certain recommendations; authorizing certain State economic development units to provide representatives, resources, and expertise to the Advisory Committee for certain purposes; authorizing”; in line 27, after “Center” insert “to disseminate, rather than to act”; in the same line, after “clearinghouse” insert a comma; and in line 28, strike “shall” and substitute “may”.

On page 2, in line 2, after “persons;” insert “requiring certain State economic development units to cooperate with the Center and authorizing those units to provide certain resources and expertise for certain purposes;”; in line 8, strike “providing for the initial terms of the members of the Institute Board” and substitute “requiring the Center to prepare a certain work plan for certain purposes; requiring the Center to report to the Governor, the Administration, and the General Assembly on certain matters on or before a certain date”; in line 12, after “Act;” insert “providing that certain loan obligations be converted to grants from the Administration to the Center;”; in line 27, after “10-808,” insert “10-810;”; and in line 32, strike “10-838” and substitute “10-839”.

AMENDMENT NO. 2

(Over)

SB0313/667879/1 **Finance Committee**
Amendments to SB 313
Page 2 of 5

On page 5, strike beginning with “The” in line 3 down through “Administration” in line 5 and substitute “**IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT, AS THE CENTER DEVELOPS PROGRAMS AND ACTIVITIES UNDER THIS SUBTITLE, THE CENTER AND THE ADMINISTRATION SHALL WORK COLLABORATIVELY TOGETHER, AS APPROPRIATE, IN ORDER TO COORDINATE SHARED-INTEREST FUNCTIONS AND AVOID DUPLICATION OF EFFORTS**”; in lines 9 and 15, in each instance, strike the bracket; in line 9, strike “11”; strike beginning with “(2)” in line 11 down through “AUTHORITY;” in line 14; and in line 15, strike “(4)”.

On page 6, in lines 18 and 23, in each instance, strike the bracket; in line 18, strike “shall serve as a clearinghouse for” and substitute “**MAY DISSEMINATE**”; in lines 18 and 19, strike “that may be”; in line 19, strike “education, and deployment” and substitute “**FINANCING, AND DEVELOPMENT**”; in line 29, strike “(B)” and substitute “(C)”; and in the same line, strike “SHALL” and substitute “**MAY**”.

AMENDMENT NO. 3

On page 6, after line 16, insert:

“10-810.

(a) (1) The Board shall establish an Advisory Committee.

(2) The Advisory Committee consists of individuals that the Board considers will assist the Center in studying and developing policies to further the purposes of this subtitle.

(b) (1) THE BOARD SHALL ESTABLISH A FINANCING INVESTMENT ADVISORY COMMITTEE.

(2) THE FINANCING INVESTMENT ADVISORY COMMITTEE CONSISTS OF INDIVIDUALS WITH KNOWLEDGE AND EXPERTISE IN FINANCING

MATTERS RELEVANT TO BORROWER ELIGIBILITY, TERMS AND CONDITIONS OF SUPPORT, AND OTHER FINANCING EVALUATION CRITERIA OF THE CENTER.

(3) BEFORE THE CENTER PROVIDES FINANCING FOR A PROJECT, INCLUDING A PROJECT TO BE FUNDED BY THE MARYLAND ENERGY INNOVATION FUND UNDER § 10-835 OF THIS SUBTITLE, THE FINANCING INVESTMENT ADVISORY COMMITTEE SHALL REVIEW AND MAKE RECOMMENDATIONS TO THE BOARD FOR QUALIFYING PROJECT APPLICANTS.

(4) THE MARYLAND ECONOMIC DEVELOPMENT CORPORATION AND OTHER STATE ECONOMIC DEVELOPMENT UNITS MAY PROVIDE RESOURCES AND EXPERTISE TO THE FINANCING INVESTMENT ADVISORY COMMITTEE AND THE CENTER TO ASSIST IN EVALUATING PROJECTS, COORDINATING FINANCING FOR PROJECTS, AND OTHER MATTERS.

(C) The Board may establish other committees as appropriate.

[(c)] (D) (1) The membership of a committee may include individuals who are not Board members.

(2) The Board may establish the term and manner of selection of the membership of a committee.”;

and after line 30, insert:

“(D) THE MARYLAND ENVIRONMENTAL SERVICE, THE MARYLAND ECONOMIC DEVELOPMENT CORPORATION, AND OTHER STATE ECONOMIC DEVELOPMENT UNITS SHALL COOPERATE WITH THE CENTER AND MAY MAKE AVAILABLE TO THE CENTER RESOURCES AND EXPERTISE FOR THE EVALUATION

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OF PROJECT FINANCING AND COORDINATION OF FINANCING BETWEEN THE CENTER AND OTHER ECONOMIC DEVELOPMENT UNITS.”.

AMENDMENT NO. 4

On pages 8 and 9, strike beginning with “(1)” in line 24 on page 8 down through “(E)” in line 5 on page 9.

On page 10, in line 12, after “POLICY” insert “INNOVATION”; and in line 21, after “INSTITUTION” insert “, BUT NOT DUPLICATE EXISTING SEED GRANTS MADE THROUGH THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION”.

On page 11, in line 17, after “VISION” insert “, IN COLLABORATION WITH THE ADMINISTRATION”.

On page 12, in line 23, strike “MADE AVAILABLE” and substitute “CONTRIBUTED”; and in line 24, strike “CONTRIBUTIONS” and substitute “ENTITIES”.

On page 13, in lines 3, 8, and 10, in each instance, strike “UNDER THIS PART” and substitute “FROM THE FUND”; in line 12, strike “UNDER THIS SUBTITLE” and substitute “FROM THE FUND”; in line 18, after “PARTICIPATION” insert “MADE FROM THE FUND”; and in line 21, after “CENTER” insert “FROM THE FUND”.

On page 14, after line 8, insert:

“THE INSTITUTE AND THE CENTER ARE INDEPENDENT ENTITIES THAT ARE NOT LIABLE OR RESPONSIBLE FOR EACH OTHER’S DEBTS, LIABILITIES, BONDS, OR OBLIGATIONS.

10-839.”.

AMENDMENT NO. 5

On page 15, strike beginning with “terms” in line 4 down through “2021” in line 9 and substitute “Maryland Clean Energy Center shall:”

(1) establish a work plan to become self-sustaining within 5 years after the effective date of this Act using funding provided under this Act and other funding that the Center may obtain, and projected revenues from project financing activities of the Center under Title 10, Subtitle 8 of the Economic Development Article; and

(2) submit a report, which may be part of its annual report, on or before December 1, 2019, to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the Center’s:

(i) progress since enactment of this Act to become self-sustaining with its current activities and funding and revenue levels; and

(ii) recommendations for changes, including additional necessary funding, to continue on the trajectory path to reach the goal to become self-sustaining within 5 years”;

after line 24, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That the existing outstanding loan obligations to the Maryland Energy Administration by the Maryland Clean Energy Center as of the effective date of this Act shall be converted to a grant from the Maryland Energy Administration to the Maryland Clean Energy Center.”;

and in lines 25 and 27, strike “6.” and “7.”, respectively, and substitute “7.” and “8.”, respectively.