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Date: (Filing No. H-)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1420, L.D. 2214, “An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2024 and June 30, 2025”

Amend the amendment by inserting after Part TTTT the following:

'PART UUUU

Sec. UUUU-1. Transfer from Maine Budget Stabilization Fund; Infrastructure Adaptation Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$50,000,000 by the close of the fiscal year ending June 30, 2025 from the Maine Budget Stabilization Fund within the Department of Administrative and Financial Services to the Department of Transportation, Infrastructure Adaptation Fund, Other Special Revenue Funds account for municipal, state or regionally significant infrastructure adaptation, repair and improvements that support public safety, protection of essential community assets, regional economic needs and long-term infrastructure resiliency.

Sec. UUUU-2. Administration of funds. Funds provided under section 1 of this Part must be administered by the Department of Transportation and must be awarded by interagency boards using competitive processes. The interagency boards shall identify and document an equitable basis for allocating funds between inland and coastal projects. Project rating criteria may include the potential extent of public safety; emergency management and infrastructure resiliency benefits; future climate conditions; ability to leverage federal and other funding; and community, economic and environmental benefits. Funds must be used for public infrastructure projects and may be used for some types of private infrastructure upgrades with significant community benefits, such as working waterfront infrastructure. For the purposes of this Part, "working waterfront infrastructure" means wharves and piers that support commercial fisheries and aquaculture businesses in this State. Projects must demonstrate increased resilience to future storm and flooding impacts. The award criteria must prioritize proposals that demonstrate a significant and compelling community benefit; recipients that are not covered by Federal Emergency Management Agency disaster funds; and recipients that demonstrate that the damage is not covered by insurance and that all emergency relief currently available has been exhausted.

HOUSE AMENDMENT

1 The administration of the funds must include sufficient documentation and record-keeping
2 requirements to provide assurance that funds have been awarded consistent with the
3 program guidelines and used for the intended purpose.

4 **Sec. UUUU-3. Transfers from Infrastructure Adaptation Fund authorized.**

5 Funds provided under section 1 of this Part may be transferred by financial order upon the
6 recommendation of the State Budget Officer and approval of the Governor for purposes
7 described in section 1 of this Part and to facilitate the administration of the funds as
8 described in section 2 of this Part.

9 **Sec. UUUU-4. Business Recovery and Resilience Fund program**
10 **established.**

11 The Business Recovery and Resilience Fund program is established in the
12 Department of Economic and Community Development to provide grant opportunities for
13 businesses and organizations, including nonprofit organizations, affected by severe
weather-related events.

14 **Sec. UUUU-5. Transfer from Maine Budget Stabilization Fund; Business**
15 **Recovery and Resilience Fund program, Other Special Revenue Funds**

16 **account.** Notwithstanding any provision of law to the contrary, the State Controller shall
17 transfer \$10,000,000 by the close of the fiscal year ending June 30, 2025 from the Maine
18 Budget Stabilization Fund within the Department of Administrative and Financial Services
19 to the Department of Economic and Community Development, Business Recovery and
20 Resilience Fund program, Other Special Revenue Funds account for economic recovery
21 and resilience grants to businesses and nonprofit organizations within areas that were
22 impacted in the December 18, 2023 storm, the January 10, 2024 storm or the January 13,
23 2024 storm. Projects may include a recovery component for damage sustained and must
24 include efforts to increase business resilience to future storms and other climate conditions.

25 **Sec. UUUU-6. Administration of funds.**

26 Funds provided under section 5 of this
27 Part must be administered by the Department of Economic and Community Development
28 and must be awarded using competitive processes. Project rating criteria may include the
29 viability of the business or nonprofit organization, the ability to match grant funds and the
30 efficacy of the recovery and resilience plan offered in the application. The award criteria
31 must require that recipients demonstrate that the damage or project costs are not covered
32 by Federal Emergency Management Agency disaster funds, or other insurance, and that the
33 recipient has exhausted all emergency relief funding programs currently available. The
34 administration of the funds must include sufficient documentation and record-keeping
35 requirements to provide assurance that funds have been awarded consistent with the
program guidelines and used for the intended purpose.

36 **Sec. UUUU-7. Appropriations and allocations.**

37 The following appropriations
and allocations are made.

38 **TRANSPORTATION, DEPARTMENT OF**

39 **Infrastructure Adaptation Fund Z318**

40 Initiative: Provides one-time funding for municipal, state or regionally significant
41 infrastructure adaptation, repair and improvements that support public safety, protection of
42 essential community assets, regional economic needs and long-term infrastructure
43 resiliency. Project types may include working waterfront infrastructure, culverts, storm
44 water systems, water system upgrades and other interventions that support infrastructure

1 repair and reducing or eliminating climate impacts, especially coastal and inland flooding.
 2 Funds may be used to support project planning and federal matching funds. Funds will be
 3 used for public infrastructure projects with project exemptions available for some types of
 4 private infrastructure upgrades with significant community benefits, such as working
 5 waterfronts. For the purposes of this fund, working waterfront infrastructure is defined as
 6 wharves and piers that support the State's commercial fisheries and aquaculture businesses.

7	OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
8	All Other	\$0	\$50,000,000
9			
10	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$50,000,000

11 **Sec. UUUU-8. Appropriations and allocations.** The following appropriations
 12 and allocations are made.

13 **ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**
 14 **Business Recovery and Resilience Fund N491**

15 Initiative: Allocates funds for grants to businesses and nonprofit organizations impacted by
 16 the December 18, 2023 storm, the January 10, 2024 storm or the January 13, 2024 storm
 17 for recovery, rebuilding and investments in more resilient infrastructure. Infrastructure
 18 project types may include infrastructure upgrades, improvements or installation of drainage
 19 systems, moving electrical or business equipment, relocating the business to a more
 20 protected location and investing in additional insurance.

21	OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
22	All Other	\$0	\$10,000,000
23			
24	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$10,000,000

25 '
 26 Amend the amendment by relettering or renumbering any nonconsecutive Part letter or
 27 section number to read consecutively.

28 **SUMMARY**

29 This amendment transfers \$50,000,000 from the Maine Budget Stabilization Fund to
 30 the Department of Transportation, Infrastructure Adaptation Fund, Other Special Revenue
 31 Funds account for municipal, state or regionally significant infrastructure adaptation, repair
 32 and improvements that support public safety, protection of essential community assets,
 33 regional economic needs and long-term infrastructure resiliency. Project types may include
 34 working waterfront infrastructure, culverts, storm water systems, water system upgrades
 35 and other interventions that support reducing or eliminating climate impacts, especially
 36 coastal and inland flooding. The amendment also creates the Business Recovery and
 37 Resilience Fund program within the Department of Economic and Community
 38 Development and transfers \$10,000,000 from the Maine Budget Stabilization Fund for
 39 economic recovery and resilience grants for businesses and nonprofit organizations

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1420, L.D. 2214

1 affected by the December 18, 2023 storm, the January 10, 2024 storm or the January 13,
2 2024 storm.

3 **SPONSORED BY:** _____

4 **(Representative TERRY, M.)**

5 **TOWN: Gorham**