Unofficial Copy C8 2001 Regular Session 1lr1892

By: Delegates V. Jones, Hill, Benson, Branch, Brown, Cane, D. Davis, Dobson, Fulton, Hubers, Kirk, Kopp, Marriott, Moe, Montague, Paige, Patterson, Proctor, Swain, and Valderrama Valderrama, Barve, Gordon, Harrison, Hurson, Krysiak, Love, and McHale Introduced and read first time: February 2, 2001 Assigned to: Economic Matters Committee Report: Favorable with amendments House action: Adopted Read second time: February 27, 2001 CHAPTER____ 1 AN ACT concerning 2 **Business and Economic Development - Maryland Competitive Advantage Financing Fund** 3 FOR the purpose of repealing the termination provision that applies to the Maryland 4 Competitive Advantage Financing Fund; altering the application requirements 5 6 for loans from the Fund; altering the length of the initial loan term and the 7 maximum loan term for certain loans from the Fund under certain circumstances; and generally relating to the Maryland Competitive Advantage 8 9 Financing Fund. 10 BY repealing and reenacting, without amendments, 11 Article 83A - Department of Business and Economic Development 12 Section 5-1303(c) Annotated Code of Maryland 13 (1998 Replacement Volume and 2000 Supplement) 14 15 BY repealing and reenacting, with amendments, Article 83A - Department of Business and Economic Development 16 17 Section 5-1303(d) and 5-1304(d) Annotated Code of Maryland 18 19 (1998 Replacement Volume and 2000 Supplement)

20 BY repealing and reenacting, with amendments,

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Chapter 299 of the Acts of the General Assembly of 1999

1	Section 3						
2 3	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:						
4		Article	83A - De	partment of Business and Economic Development			
5	5-1303.						
6 7	(c) To apply for financial assistance, an applicant shall submit an application to the Department on the form that the Department requires.						
8	(d) The application shall include:						
9	(1)	(1) A detailed business plan, including:					
10		(i)	An item	ization of known and estimated costs;			
11		(ii)	The tota	l amount of investment required; and			
12 13	Department;	(iii)	The amo	ount of financial assistance requested from the			
14 15	The amount of funds available to the applicant without financial assistance from the Department;						
16 17	(3) including:	Informa	tion relati	ing to the financial status of the applicant,			
18		(i)	A curren	at balance sheet;			
19		(ii)	A profit	and loss statement;			
20		(iii)	Credit re	eferences; and			
	responsible, includi nor <u>OR</u> any of its ow			e that the applicant and the owners are financially vidence that neither WHETHER the applicant			
24 25	application;		1.	Has filed for bankruptey in the 7 years preceding the			
26			2.	Has any existing liens or judgments; and			
27 28	that were not paid w	hen due <u>],</u>	3. AND EV	Currently CURRENTLY owes any State or federal taxes IDENCE WHETHER THE TAXPAYER:			
	ANTICIPATED TIN			WILL HAVE PAID THE TAXES IN FULL BEFORE THE OF ANY FINANCIAL ASSISTANCE TO BE PROVIDED			

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1	APPROVED BY THE	E TAXIN	2. IS IN COMPLIANCE WITH A REPAYMENT SCHEDULE G AUTHORITY; OR				
3	THROUGH APPROF	RIATE (3. IS DISPUTING THE UNPAID TAXES IN GOOD FAITH AND CHANNELS;				
5 6	(4) applicant, including:	Informa	tion showing the financial status of each owner of the				
7		(i)	A current balance sheet;				
8		(ii)	An income statement; and				
9		(iii)	Credit references;				
10 11	(5) Evidence that the applicant has made reasonable efforts to obtain financial assistance on reasonable terms from other sources; and						
12	(6)	Any oth	er relevant information that the Department requests.				
13	5-1304.						
14 15	() ()		as provided in paragraph (2) of this subsection, the term of istance may not exceed 10 years.				
	(2) If more than 50% of the proceeds of a loan made from the Fund are used for working capital, the term of the loan may not exceed [1 year] 3 YEARS, unless[:						
			At] AT the end of [1 year] 3 YEARS, the Department reviews d financial condition and determines that [a 1-year] oppropriate[; and				
			In the case of a loan term that is extended for an additional al year, the Department repeats the review and -year extension is appropriate].				
25 26	(3) not exceed [3] 5 year		n of a loan made under paragraph (2) of this subsection may				
27			Chapter 299 of the Acts of 1999				
30	SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1999. [It shall remain effective for a period of 2 years and, at the end of June 30, 2001, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.]						
32 33	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2001.						