

# HOUSE BILL 1451

C8

(9lr0184)

## **ENROLLED BILL**

—*Economic Matters / Finance*—

Introduced by **Chair, Economic Matters Committee (By Request - Departmental - Business and Economic Development) and Delegates Davis, Rudolph, Barkley, Braveboy, Burns, Feldman, Haddaway, Harrison, Hecht, Impallaria, Jameson, King, Kirk, Krysiak, Love, Manno, Mathias, McHale, Miller, Minnick, Stifler, Taylor, Vaughn, and Walkup**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Military Personnel and Service-Disabled Veterans No-Interest Loan**  
3 **Program**

4 FOR the purpose of altering the name of the Military Service-Related Loan Program  
5 in the Department of Business and Economic Development to be the Military  
6 Personnel and Service-Disabled Veterans No-Interest Loan Program; altering  
7 certain definitions and eligibility criteria under the Program; altering certain  
8 permitted uses of loans made under the Program; stating the intent of the  
9 General Assembly that priority be given to certain applications under certain

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber / conference committee amendments.*



1 *circumstances*; and generally relating to the Military Personnel and  
2 Service–Disabled Veterans No–Interest Loan Program.

3 BY repealing and reenacting, without amendments,  
4 Article – Economic Development  
5 Section 5–1001  
6 Annotated Code of Maryland  
7 (2008 Volume)

8 BY repealing and reenacting, with amendments,  
9 Article – Economic Development  
10 Section 5–1002 and 5–1003 to be under the amended subtitle “Subtitle 10.  
11 Military Personnel and Service–Disabled Veterans No–Interest Loan  
12 Program”  
13 Annotated Code of Maryland  
14 (2008 Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Economic Development**

18 Subtitle 10. Military [Service–Related] **PERSONNEL AND SERVICE–DISABLED**  
19 **VETERANS NO–INTEREST** Loan Program.

20 5–1001.

21 (a) In this subtitle the following words have the meanings indicated.

22 (b) “Service–disabled veteran” means a veteran with a disability that is  
23 service–connected, as defined in 38 U.S.C. § 101(16).

24 (c) (1) “Small business employer” means an employer who employed an  
25 average of 50 or fewer employees on business days during the calendar year preceding  
26 the determination of eligibility for a loan under this subtitle.

27 (2) For purposes of paragraph (1) of this subsection, all persons  
28 treated as a single employer under § 414(b), (c), (m), or (o) of the Internal Revenue  
29 Code shall be treated as a single employer under this subtitle.

30 5–1002.

31 Subject to the availability of funds, the Department, in consultation with the  
32 Department of Veterans Affairs, shall establish a program to provide no–interest loans  
33 under this subtitle to:

1 (1) small business employers of military reservists and National  
2 Guard personnel who are called to active duty;

3 (2) businesses owned by military reservists and National Guard  
4 personnel who are called to active duty; [and]

5 (3) service-disabled veterans;

6 (4) **BUSINESSES OWNED BY SERVICE-DISABLED VETERANS; AND**

7 (5) **BUSINESSES EMPLOYING A SERVICE-DISABLED VETERAN.**

8 5-1003.

9 Loans shall be made under this subtitle for the purposes of:

10 (1) providing financial support to:

11 (i) a business owned by a military reservist or National Guard  
12 member who is called to active duty; or

13 (ii) a small business employer of a military reservist or National  
14 Guard member who is called to active duty;

15 (2) making the home, motor vehicle, or place of employment of a  
16 service-disabled veteran accessible to individuals with disabilities, including  
17 purchasing equipment necessary to enable a business to employ a service-disabled  
18 veteran; and

19 (3) defraying other necessary expenses, as determined by the  
20 Department of Veterans Affairs, incurred by [a service-disabled veteran or]:

21 (I) a business employing a service-disabled veteran as a result  
22 of the veteran's disability;

23 (II) **A SERVICE-DISABLED VETERAN; OR**

24 (III) **A BUSINESS OWNED BY A SERVICE-DISABLED VETERAN.**

25 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the  
26 General Assembly that, where similar factors are present, priority be given to the  
27 applications of service-disabled veterans for financial assistance under this Act.

28 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
29 effect July 1, 2009.

