

HOUSE BILL 1451

C8

9lr0184

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**

Introduced and read first time: February 27, 2009

Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 2, 2009

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2009

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; and generally relating to the
9 Military Personnel and Service-Disabled Veterans No-Interest Loan Program.

10 BY repealing and reenacting, without amendments,
11 Article - Economic Development
12 Section 5-1001
13 Annotated Code of Maryland
14 (2008 Volume)

15 BY repealing and reenacting, with amendments,
16 Article - Economic Development
17 Section 5-1002 and 5-1003 to be under the amended subtitle "Subtitle 10.
18 Military Personnel and Service-Disabled Veterans No-Interest Loan
19 Program"

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.



1 Annotated Code of Maryland
2 (2008 Volume)

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

5 **Article – Economic Development**

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

8 5–1001.

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

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

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

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

18 5–1002.

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

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

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

26 (3) service–disabled veterans;

27 (4) **BUSINESSES OWNED BY SERVICE–DISABLED VETERANS; AND**

28 (5) **BUSINESSES EMPLOYING A SERVICE–DISABLED VETERAN.**

29 5–1003.

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

1 (1) providing financial support to:

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

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

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

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

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

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

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

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 July 1, 2009.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.