

HB1303/163922/1

BY: Delegate Henson

(To be offered in the Committee on Ways and Means)

AMENDMENTS TO HOUSE BILL 1303

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Business**” insert “**Emergency**”; in the same line, strike “, **Minority, and Women-Owned**”; in line 6, after “law,” insert “**sole proprietorships and certain**”; strike beginning with “, minority” in line 6 down through “women-owned” in line 7; in line 11, after “a” insert “**sole proprietorship or a certain**”; in the same line, strike “, minority, or women-owned”; in line 18, after “assistance;” insert “**authorizing sole proprietorships and certain small businesses to receive State emergency financial assistance;**”; in line 19, after the second “to” insert “**sole proprietorships and certain**”; in the same line, strike “, minority, and women-owned”; in line 22, strike “2-903” and substitute “**2-904**”; in line 23, after “Business” insert “**Emergency**”; and in the same line, strike “, Minority, and Women-Owned”.

AMENDMENT NO. 2

On page 2, in line 1, after “**BUSINESS**” insert “**EMERGENCY**”; in the same line, strike “, **MINORITY, AND WOMEN-OWNED**”; in line 10, after “**TO**” insert “**SOLE PROPRIETORSHIPS AND**”; in the same line, strike “, **MINORITY, AND WOMEN-OWNED**”; in line 10, strike the third comma and substitute “**WITH ONE OR MORE EMPLOYEES,**”; in line 16, after “**TO**” insert “**EXISTING**”; in line 17, after the third “**TO**” insert “**SOLE PROPRIETORSHIPS AND**”; in the same line, strike the comma; in line 18, strike “**MINORITY, AND WOMEN-OWNED**”; in the same line, after “**BUSINESSES**” insert “**WITH ONE OR MORE EMPLOYEES**”; in line 22, after “**AUTHORIZE**” insert “**SOLE PROPRIETORSHIPS AND**”; in the same line, strike “, **MINORITY, AND WOMEN-OWNED**”; and in the same line, after “**BUSINESSES**” insert “**WITH ONE OR MORE EMPLOYEES**”.

(Over)

On page 3, after line 7, insert:

“(III) AN APPLICANT SHALL PRODUCE DOCUMENTS DEMONSTRATING THAT THE APPLICANT’S LACK OF GOOD STANDING IS NOT A RESULT OF FRAUD.”;

in line 8, after “A” insert “**SOLE PROPRIETORSHIP OR**”; in the same line, strike “, MINORITY, OR WOMEN-OWNED”; in the same line, after “BUSINESS” insert “**WITH ONE OR MORE EMPLOYEES**”; in line 14, after “THE” insert “**SOLE PROPRIETORSHIP OR**”; in the same line, strike the second comma; in line 15, strike “MAY” and substitute “**SHALL**”; in the same line, strike “MINORITY, OR WOMEN-OWNED”; in the same line, after “BUSINESS” insert “**WITH ONE OR MORE EMPLOYEES**”; in line 23, after the second “THE” insert “**SOLE PROPRIETORSHIP OR**”; in the same line, strike the comma; in line 24, strike “MINORITY, OR WOMEN-OWNED”; in the same line, after “BUSINESS” insert “**WITH ONE OR MORE EMPLOYEES**”; in line 27, after “THE” insert “**SOLE PROPRIETORSHIP OR**”; in the same line, strike “, MINORITY, OR WOMEN-OWNED”; and in the same line, after “BUSINESS” insert “**WITH ONE OR MORE EMPLOYEES**”.

On page 4, after line 4, insert:

“(D) IF AN APPLICANT CONDITIONALLY PARTICIPATING IN A PROGRAM SUBJECT TO THIS SUBTITLE DOES NOT USE THE FINANCIAL ASSISTANCE AS DESCRIBED IN SUBSECTION (B)(2) OF THIS SECTION, THE ADMINISTERING AGENCY OR UNIT OF STATE GOVERNMENT MAY:

(1) REQUIRE THE APPLICANT TO REPAY THE FINANCIAL ASSISTANCE IN FULL;

(2) REFUSE TO PROVIDE THE REMAINDER OF THE FINANCIAL ASSISTANCE THE APPLICANT WOULD OTHERWISE BE ENTITLED TO UNDER SUBSECTION (C) OF THIS SECTION; OR

(3) OTHERWISE PENALIZE THE APPLICANT IN ACCORDANCE WITH THE STATUTES AND REGULATIONS GOVERNING THE PROGRAM FROM WHICH THE FINANCIAL ASSISTANCE ORIGINATES.

2-904.

PROGRAMS SUBJECT TO THIS SUBTITLE SHALL PROVIDE FINANCIAL ASSISTANCE TO QUALIFYING SOLE PROPRIETORSHIPS AND SMALL BUSINESSES WITH ONE OR MORE EMPLOYEES THAT ARE IN GOOD STANDING.

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that Subtitle 9 of the State Finance and Procurement Article shall apply to existing programs authorized in response to disasters that provide financial assistance to small businesses. Existing programs shall allow sole proprietorships and small businesses employing one or more employees to apply for financial assistance in accordance with Subtitle 9.”;

and in line 5, strike “2.” and substitute “3.”.