

LBD04143-01-3

1 SECTION 217. MICROENTERPRISE DEVELOPMENT.

2 S 217. MICROENTERPRISE DEVELOPMENT. (A) AS USED IN THIS SECTION, THE  
3 FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

4 1. "COMMISSIONER" MEANS THE COMMISSIONER OF THE DEPARTMENT OF ECONOMIC  
5 DEVELOPMENT.

6 2. "MICROENTERPRISE" MEANS A SOLE PROPRIETORSHIP, PARTNERSHIP, OR  
7 CORPORATION THAT HAS FEWER THAN FOUR EMPLOYEES AND GENERALLY LACKS  
8 ACCESS TO CONVENTIONAL LOANS, EQUITY, OR OTHER BANKING SERVICES.

9 3. "MICROENTERPRISE DEVELOPMENT ORGANIZATION" OR "MICROENTERPRISE  
10 DEVELOPMENT PROGRAM" MEANS A NONPROFIT ENTITY OR A PROGRAM ADMINISTERED  
11 BY SUCH AN ENTITY, INCLUDING COMMUNITY DEVELOPMENT CORPORATIONS OR OTHER  
12 NONPROFIT DEVELOPMENT ORGANIZATIONS AND SOCIAL SERVICE ORGANIZATIONS,  
13 THAT PROVIDES SERVICES TO LOW-INCOME MICROENTERPRISES.

14 4. "TRAINING AND TECHNICAL ASSISTANCE" MEANS SERVICES AND SUPPORT  
15 PROVIDED TO LOW-INCOME OWNERS AND OPERATORS OF MICROENTERPRISES, SUCH AS  
16 ASSISTANCE FOR THE PURPOSE OF ENHANCING BUSINESS PLANNING, MARKETING  
17 MANAGEMENT, FINANCIAL MANAGEMENT SKILLS, AND ASSISTANCE FOR THE PURPOSE  
18 OF ACCESSING FINANCIAL SERVICES.

19 5. "LOW-INCOME PERSON" MEANS A PERSON WITH INCOME ADJUSTED FOR FAMILY  
20 SIZE THAT DOES NOT EXCEED:

21 A. FOR METROPOLITAN AREAS, EIGHTY PERCENT OF MEDIAN INCOME; OR

22 B. FOR NONMETROPOLITAN AREAS, THE GREATER OF EIGHTY PERCENT OF THE  
23 AREA MEDIAN INCOME OR EIGHTY PERCENT OF THE STATEWIDE NONMETROPOLITAN  
24 AREA MEDIAN INCOME.

25 (B) 1. THE COMMISSIONER SHALL ESTABLISH A MICROENTERPRISE TECHNICAL  
26 ASSISTANCE AND CAPACITY BUILDING GRANT PROGRAM, WHICH SHALL RECEIVE AN  
27 ANNUAL APPROPRIATION FROM THE LEGISLATURE OF NO LESS THAN ONE MILLION  
28 DOLLARS, TO PROVIDE ASSISTANCE IN THE FORM OF GRANTS TO MICROENTERPRISE  
29 DEVELOPMENT ORGANIZATIONS.

30 2. A MICROENTERPRISE DEVELOPMENT ORGANIZATION SHALL USE GRANTS MADE  
31 UNDER THIS PROGRAM TO PROVIDE TRAINING AND TECHNICAL ASSISTANCE TO LOW-  
32 INCOME ENTREPRENEURS OPERATING MICROENTERPRISES.

33 3. THE COMMISSIONER SHALL ENSURE THAT NOT LESS THAN FIFTY PERCENT OF  
34 THE FUNDS MADE AVAILABLE ARE USED TO BENEFIT PERSONS WHOSE INCOME,  
35 ADJUSTED FOR FAMILY SIZE, IS NOT MORE THAN ONE HUNDRED FIFTY PERCENT OF  
36 THE POVERTY LINE AS DEFINED IN 42 U.S.C. 9902(2).

37 4. A MICROENTERPRISE DEVELOPMENT ORGANIZATION MUST PROVIDE AT LEAST  
38 ONE DOLLAR IN MATCHING FUNDS FOR EVERY DOLLAR OF STATE FINANCIAL ASSIST-  
39 ANCE. FEES, GRANTS, AND GIFTS FROM PUBLIC OR PRIVATE SOURCES MAY BE USED  
40 TO COMPLY WITH THE MATCHING FUNDS REQUIREMENT.

41 5. THE COMMISSIONER SHALL ESTABLISH BY REGULATION SUCH REQUIREMENTS AS  
42 MAY BE NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SECTION.

43 S 4. The sum of one million five hundred thousand dollars  
44 (\$1,500,000), or so much thereof as may be necessary, is hereby appro-  
45 priated to the department of economic development out of any moneys in  
46 the state treasury in the general fund to the credit of the state  
47 purposes account, not otherwise appropriated, and made immediately  
48 available, for the purpose of carrying out the provisions of this act.  
49 Such moneys shall be payable on the audit and warrant of the comptroller  
50 on vouchers certified or approved by the commissioner of economic devel-  
51 opment, or his or her designee, in the manner prescribed by law.

52 S 5. This act shall take effect on the first of July next succeeding  
53 the date on which it shall have become a law.