

Chapter DOD 6

SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT COMPETITION

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Note: Chapter DOD 6 was repealed and recreated by emergency rule effective 5-18-83.

Subchapter I Annual Housing and Public Facilities Competition

DOD 6.01 Purpose. The purpose of this chapter is to set forth the criteria the department will use in determining how small cities community development block grant funds will be allocated among applicants for the funds.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

DOD 6.02 Eligibility. Any city, village or town with a population of less than 50,000 that is not eligible to apply for or participate in the block grant entitlement program and any county, other than an urban county as defined by the United States department of housing and urban development, may apply for small cities block grant funds.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

DOD 6.03 Definitions. (1) "Annual housing and public facilities competition" means the single annual receipt and review of applications for housing activities and public facility improvements as provided in subchapter I of this chapter.

(1m) "Comprehensive application" means an application which proposes to address both of the program impact categories listed in s. DOD 6.06, and which establishes a relationship between the activities proposed in each program impact category.

(1q) "Continuous economic development competition" means the continuous receipt and review of applications for economic development projects as provided in subchapter II of this chapter.

(2) "Department" means the department of development.

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(3) "Full value per capita" means the estimated market value of all taxable property in the municipality divided by the number of persons residing in the municipality.

(4) "Household in need of housing assistance" means a housing unit which houses a family with a household income below 80% of the median income for the area and which either lacks adequate plumbing facilities, has more than 1.25 persons per room, rents for a substantial percentage of the income of the family which occupies the unit or, if owner occupied, is aged and has a low estimated market value.

(5) "Metropolitan area" means any county which is within a standard metropolitan statistical area.

(6) "Multi-year comprehensive application" means a comprehensive application as defined in sub. (1) which requests funding for 2 years.

(7) "Net mill rate" means the total of all property taxes levied by the municipality for all purposes less general property tax relief payments divided by the estimated market value of taxable property in the municipality.

(8) "Non-metropolitan area" means any county not within a standard metropolitan statistical area.

(9) "Per capita income" means the average income of all persons residing in the municipality.

(10) "Percentage of persons in poverty" means the percent of persons residing in the municipality with incomes below the poverty level for the area as identified by the U.S. department of housing and urban development.

(11) "Service center" means an elderly center, center for the handicapped or similar facility which requires continued administrative funding to support the services provided by the facility.

(12) "Single purpose application" means an application which proposes to address at least one of the program impact categories listed in s. DOD 6.06.

(13) "Small cities community development block grant" means a grant available on a competitive basis to eligible applicants as provided in s. DOD 6.02, for the purpose of undertaking economic development projects, housing activities and public facilities improvements.

(14) "Target area" means an area or areas within the municipality which contain a concentration of low and moderate income or minority residents, and which include not more than 25% of the population of the municipality.

(15) "Unemployment rate" means the percentage of persons in the community who are unemployed based upon the average of the most recent 3 year period.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; cr. (3a), am. (6), Register, November, 1983, No. 335, eff. 12-1-83; renum. (1) to be (1m) and am., cr. (1) and (1q), r. (3a) and (11), Register, November, 1984, No. 347, eff. 12-1-84.

**DOD 6.04 Scoring system.** The allocation of small city community development block grant funds distributed under the annual housing and Register, January, 1987, No. 373

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public facilities competition shall be based upon the comparative ranking of applications. Comparative ranking is established by respective points awarded applicants. In determining the points to be awarded ap-

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plicants, the department shall use the criteria contained in ss. DOD 6.05 to 6.11.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; am. Register, November, 1984, No. 347, eff. 12-1-84.

**DOD 6.05 Distress indicators.** There are 6 distress indicators with a total value of 210 points. The distress indicators are:

(1) **NET MILL RATE.** Scores shall range from 20 points for those eligible applicants with the highest net mill rates to zero points for those eligible applicants with the lowest net mill rates.

(2) **FULL VALUE PER CAPITA.** Scores shall range from 20 points for those eligible applicants with the lowest full value per capita to zero points for those eligible applicants with the highest full value per capita.

(3) **PERCENTAGE OF HOUSEHOLDS IN NEED OF HOUSING ASSISTANCE.** Scores shall range from 40 points for those eligible applicants with the highest percentage of households in need of housing assistance to zero points for those eligible applicants with the lowest percentage of households in need of housing assistance.

(4) **PER CAPITA INCOME.** Scores shall range from 50 points for those eligible applicants with the lowest per capita income to zero points for those eligible applicants with the highest per capita income.

(5) **PERCENTAGE OF PERSONS IN POVERTY.** Scores shall range from 40 points for those eligible applicants with the highest percentage of persons in poverty to zero points for those eligible applicants with the lowest percentage of persons in poverty.

(6) **UNEMPLOYMENT RATE.** Scores shall range from 40 points for those eligible applicants with the highest unemployment rates to zero points for those eligible applicants with the lowest unemployment rates.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

**DOD 6.06 Program impact.** There are 2 categories of program impact, each with a total value of 325 points. Applicants shall address at least one of the categories of program impact and may address both. An applicant that proposes a comprehensive grant shall receive a score for program impact equal to the average of the scores received for each category addressed. The 3 categories of program impact include:

(2) **HOUSING AND RELATED CONDITIONS.** Points for housing and related conditions are determined as follows:

(a) *Housing strategy.* Applicants shall receive 100, 75, 50, 25 or zero points for housing strategy as follows:

1. An applicant shall receive 100 points if it has identified and documented significant housing and related needs, has fully described its proposed activities and documented the willingness of homeowners, landlords and others to participate in the program, has proposed activities which directly relate to and address, with quantifiable and substantial benefit, identified needs, including the needs of low- and moderate-income persons, by location, household and tenure type, has identified and addressed such other needs as neighborhood revitalization and deconcentration of low- and moderate-income as well as minority persons, and has considered environmental factors and involuntary displacement.

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2. An applicant shall receive 75 points if it has identified and documented housing and related needs, has proposed activities which directly relate to and address, with quantifiable and substantial benefit, identified needs, including needs of low- and moderate-income persons, by location, household and tenure type, has identified and addressed such other needs as deconcentration of low and moderate income as well as minority persons, and has considered environmental factors and involuntary displacement.

3. An applicant shall receive 50 points if it has identified and documented housing and related needs and has proposed activities which meet at least a moderate portion of identified needs, but not necessarily by household type, and which are targeted, if appropriate, to an area with significant low and moderate income or minority concentration.

4. An applicant shall receive 50 points if it has identified and documented housing and related needs and has proposed activities which relate to the identified needs.

5. An applicant which does not meet the standard contained in subd. 4., shall receive zero points.

(b) *Target area.* Applicants shall receive 50, 35, 15 or zero points for target area as follows:

1. An applicant shall receive 50 points if it shows that a substantial portion of the proposed activities are directed toward an area or areas with substantial low and moderate income or minority concentrations, and that those activities will have a significant impact and will assist in the elimination of slum and blight conditions.

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2. An applicant shall receive 35 points if it shows that a moderate portion of the proposed activities are directed toward an area or areas with significant low and moderate income or minority concentrations and that the activities will result in a moderate impact, or if it has a population of 1,000 or less and shows that targeting is inappropriate because of the size of the community.

3. An applicant shall receive 15 points if it shows that some of the proposed activities are directed toward an area or areas with low and moderate income or minority concentrations and that they will have at least a minimal impact.

4. An applicant which does not meet the standard contained in subd. 3., shall receive zero points.

(c) *Concentrated effort.* Applicants shall receive 50, 35, 15 or zero points for concentrated effort as follows:

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1. An applicant shall receive 50 points if it shows that proposed activities integrate with and support other activities which, in combination, will have a direct impact upon alleviating problem housing and related conditions, that the community has taken previous actions toward alleviating these conditions and that other programs are being used to further housing and neighborhood revitalization.

2. An applicant shall receive 35 points if it shows that the community is using other programs which will assist in alleviating problem housing and related conditions.

3. An applicant shall receive 15 points if it shows that previous actions have been taken or other programs are proposed to alleviate problem housing and related conditions.

4. An applicant which does not meet the standard contained in subd. 3., shall receive zero points.

(d) *Expanded opportunity.* Applicants shall receive 25, 15, or zero points for expanded opportunity as follows:

1. An applicant shall receive 25 points if it proposes activities that expand housing opportunity for a substantial number of low- and moderate-income people through the provision of housing not previously available.

2. An applicant shall receive 15 points if it proposes activities which expand housing opportunities for a moderate number of low- and moderate-income people through the provision of housing not previously available.

3. An applicant which does not meet the standard contained in subd. 2., shall receive zero points.

(e) *Benefit to low and moderate income persons.* Applicants shall receive 100, 75, 50 or zero points for benefit to low and moderate income persons as follows:

1. An applicant shall receive 100 points if it shows that benefits from proposed activities will be directed toward low and moderate income persons to a substantial degree when compared with other applications.

2. An applicant shall receive 75 points if it shows that benefits will be directed toward low and moderate income persons to at least a moderate degree when compared with other applications.

3. An applicant shall receive 50 points if it shows that benefits will be directed toward low and moderate income persons to at least a minimal degree when compared with other applications.

4. An applicant which does not meet the standard contained in subd. 3., shall receive zero points.

(3) **SERIOUS DEFICIENCIES IN PUBLIC FACILITIES.** Points for serious deficiencies in public facilities are determined as follows:

(a) *Public facilities strategy.* Applicants shall receive 100, 75, 50, 25 or zero points for public facilities strategy as follows:

1. An applicant shall receive 100 points if it has identified and documented, by another agency where possible, the public facility deficiencies, has adopted a multipurpose plan or strategy for the elimination of public facility deficiencies, has proposed activities that will resolve the problem to a greater extent than other proposals designed to meet similar needs, in relation to the amount requested, has considered environmental factors and involuntary displacement and has shown that the facility is necessary to alleviate a problem which affects health and safety or is otherwise essential to the community.

2. An applicant shall receive 75 points if it has identified and documented the public facility deficiencies, has adopted a plan or strategy for the elimination of public facility deficiencies, and has shown that the ac-

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tivities will have a direct impact on resolving the identified problems which affect health and safety or are otherwise essential to the community.

3. An applicant shall receive 50 points if it has identified and documented the public facilities deficiencies and has shown that the proposed activities will assist in alleviating the identified problem.

4. An applicant shall receive 25 points if it has identified and described the public facilities deficiencies and has shown that the proposed activities will assist in alleviating the identified problem.

5. An applicant which does not meet the standard in subd. 4., shall receive zero points.

(b) *Concentrated effort.* Applicants shall receive 50, 35, 15 or zero points for concentrated effort as follows:

1. An applicant shall receive 50 points if it has proposed activities that integrally relate to and support other activities that, in combination, will have a direct impact on alleviating a substantial portion of identified community development need.

2. An applicant shall receive 35 points if it has proposed activities that relate to other programs that will affect the identified community development problems and will alleviate at least a moderate portion of identified need.

3. An applicant shall receive 15 points if it has proposed activities that support other activities which will assist in alleviating community development problems.

4. An applicant which does not meet the standard in subd. 3., shall receive zero points.

(c) *Other efforts.* Applicants shall receive 50, 35, 15 or zero points for other efforts as follows:

1. An applicant shall receive 50 points if it has investigated alternative funding, has documented previous efforts toward resolving the identified community facility deficiency, has received or made a commitment of other funds which contribute to resolving the deficiency, and, if a service center, has identified committed funding for program operations.

2. An applicant shall receive 35 points if it has made previous efforts to resolve the deficiency and has made contributions of other funds to the resolution of the deficiency.

3. An applicant shall receive 15 points if it has made previous efforts to resolve the deficiency.

4. An applicant which does not meet the standard contained in subd. 3., shall receive zero points.

(d) *Debt.* Applicants shall receive 25, 15 or zero points for debt as follows:

1. An applicant shall receive 25 points if it shows that its general obligation debt per capita is high and its available general obligation debt per capita is low in comparison with other applications.

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2. An applicant shall receive 15 points if it shows that its general obligation debt per capita is moderate and its available general obligation debt per capita is moderate in comparison with other applicants.

3. An applicant shall receive 15 points if it shows that its general obligation debt per capita is low and its available general obligation debt per capita is high in comparison with other applicants but has a binding obligation for which a substantial part of its authorized general obligation debt is committed.

4. An applicant which does not meet either the standard contained in subd. 2, or 3., shall receive zero points.

(e) *Benefit to low and moderate income persons.* Applicants shall receive 100, 75, 50 or zero points for benefit to low and moderate income persons as follows:

1. An applicant shall receive 100 points if it shows that benefits from proposed activities will be directed toward low and moderate income persons to a substantial degree when compared with other applications.

2. An applicant shall receive 75 points if it shows that benefits will be directed toward low and moderate income persons to at least a moderate degree when compared with other applications.

3. An applicant shall receive 50 points if it shows that benefits will be directed toward low and moderate income persons to at least a minimal degree when compared with other applications.

4. An applicant which does not meet the standard contained in subd. 3., shall receive zero points.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; am. (intro.), (1) (a), (2) (a) and (3) (a), Register, November, 1983, No. 335, eff. 12-1-83; am. (intro.) and (2) (c) 2., r. (1), Register, November, 1984, No. 347, eff. 12-1-84.

**DOD 6.07 Combining other funds with community development block grant funds.** Applicants shall receive up to 50 points if they show with funds to be secured that the combination of those funds with community development block grant funds will either expand results or will permit more aspects of need to be addressed by the applicant.

(1) **COMMITMENT OF FUNDS.** To receive credit for funds to be secured, there must be evidence of prior commitment of the availability of the funds within the program period.

(2) **ALLOCATION OF POINTS.** Points shall be allocated on the basis of the ratio of other funds to community development block grant funds for each impact category. Those applications with a ratio of 2 or greater shall receive 50 points. Those from 1.0 to 1.99 shall receive 40 points. Those from .50 to .99 shall receive 30 points. Those from .25 to .49 shall receive 20 points. Those from .10 to .24 shall receive 10 points. Those below .10 shall receive zero points. An applicant that addresses more than one impact category shall receive a score that equals the average of the scores received for each impact category.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; am. (intro.) and (1), Register, November, 1983, No. 335, eff. 12-1-83.

**DOD 6.08 Capacity to carry out the program.** History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; r. Register, November, 1984 No. 347, eff. 12-1-84.

**DOD 6.10 Equal opportunity.** Applicants shall receive up to 20 points for equal opportunity as follows:

(1) **MINORITY CONTRACTS.** Ten points shall be awarded to any applicant that demonstrates that the percentage of its contracts, based on dollar value, awarded within the past 2 years to minority owned, controlled or managed businesses, is greater than the percentage of minorities residing in the county.

(2) **FAIR HOUSING.** Ten points shall be awarded to any applicant that has adopted a fair housing ordinance which complies with federal and state law and that either documents efforts to publicize the ordinance which go significantly beyond required publication and which serve to make the provisions of the ordinance known to residents and providers of housing, or that documents the existence and application of a complaint system.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

**DOD 6.11 Comparison of communities.** (1) **DISTRESS COMPARISON.** For the purpose of determining the scores for distress indicators, all eligible applicants with a population of 5,000 or more, other than counties, shall compete against each other. All eligible non-metropolitan area applicants with a population of less than 5,000 and all non-metropolitan area counties shall compete against each other to determine the scores for the distress indicators. All eligible metropolitan area applicants with a population of less than 5,000 and all metropolitan area counties shall compete against each other to determine the scores for the distress indicators.

(2) **OVERALL COMPARISON.** For the purpose of determining the overall ranking of applications, all comprehensive applications shall be compared to and compete against each other and all single purpose applications shall be compared to and compete against each other.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

**DOD 6.115 Benefit to low and moderate income persons.** In order for an applicant to receive funds, more than one-half of the total requested by the applicant must be proposed to be used for the direct benefit of low- and moderate-income persons.

History: Cr. Register, November, 1983, No. 335, eff. 12-1-83.

**DOD 6.12 Distribution of funds.** (1) **COMPREHENSIVE, SINGLE PURPOSE DIVISION.** Seventy percent of the funds will be distributed to the highest ranking comprehensive applications and 30% will be distributed to the highest ranking single purpose applications. Should the quality of the applications warrant a change in the distribution, the department may increase or decrease by as much as 10% the amount available to either comprehensive or single purpose applications.

(2) **MULTI-YEAR FUNDING.** The total amount available for distribution for the second year of multi-year comprehensive applications is limited to no more than 25% of the funding available for the current federal fiscal year.

(3) **MAXIMUM GRANT SIZE.** The maximum amount available to any applicant is \$750,000 per year.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82; am. (2), Register, November, 1983, No. 335, eff. 12-1-83.

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**DOD 6.13 Application process.** (1) **MANUAL.** Annually, the department shall prepare a manual that contains the small city block grant application procedures. The manual shall be available to all eligible applicants not later than 2 months prior to the deadline for receipt of applications. *emc 10-6*

(2) **SUBMISSION OF APPLICATIONS.** Applications shall be submitted by the deadline and in accordance with the procedures and format contained in the manual.

History: Cr. Register, February, 1982, No. 314, eff. 3-1-82.

### Subchapter II Continuous Economic Development Competition

**DOD 6.14 Applicability.** Sections DOD 6.01, 6.02, 6.03 (1) and (1q), (2) to (5), (7) to (10), (14) and (16), 6.05, 6.11 (1), 6.115 and the provisions of this subchapter apply to the continuous economic development competition. *emc 10-6*

History: Cr. Register, November, 1984, No. 347, eff. 12-1-84.

**DOD 6.15 Scoring system.** The allocation of small city community development block grant funds distributed under the continuous economic development competition shall be based upon the rating of applications against scoring criteria contained in ss. DOD 6.05, 6.16 and 6.19. *emc 10-6*

History: Cr. Register, November, 1984, No. 347, eff. 12-1-84; am. Register, January, 1987, No. 373, eff. 2-1-87.

**DOD 6.16 Economic impact.** A total of 395 points are assigned to the economic impact of each application as follows: *emc 10-6*

(1) **ECONOMIC PROFILE AND NEEDS.** Applicants shall receive 30, 20, 10 or 0 points for economic profile and needs as follows:

(a) An applicant shall receive 30 points if it has documented substantial unemployment and other economic development needs, including the needs of low- and moderate-income persons and has identified basic characteristics of the local economy. *emc 10-6*

(b) An applicant shall receive 20 points if it has documented significant unemployment and other economic development needs, including the needs of low- and moderate-income persons, and has identified basic characteristics of the local economy.

(c) An applicant shall receive 10 points if it has documented moderate unemployment and other economic development needs, including the needs of low- and moderate-income persons, and has identified basic characteristics of the local economy.

(d) An applicant which does not meet the standard contained in par. (c) shall receive no points.

(2) **COMMUNITY ECONOMIC DEVELOPMENT STRATEGY.** Applicants shall receive 30, 20, 10 or 0 points for community economic development strategy as follows:

(a) An applicant shall receive 30 points if it documents that it has prepared, or participated in the preparation of, and endorses an economic development strategy for the community and that implementation efforts have been made which produced tangible benefits. *emc 10-6*

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↓ (b) An applicant shall receive 20 points if it documents that it has prepared, or participated in the preparation of, and endorses an economic development strategy for the community and that implementation efforts have been made.

(c) An applicant shall receive 10 points if it documents that it has prepared, or participated in the preparation of, and endorses an economic development strategy for the community.

(d) An applicant which does not meet the standard contained in par. (c) shall receive no points.

(3) **PROJECT STRATEGY.** Applicants shall receive 25, 10 or 0 points for project strategy as follows:

(a) An applicant shall receive 25 points if it has accounted for all private, public and small cities community development block grant funds necessary to complete the project, described all activities that constitute the completed project, demonstrated the relationship of the project to the community economic development strategy and needs and explained the reuse of any small cities community development block grant loan repayments from this and any previous project.

(b) An applicant shall receive 10 points if it has accounted for all private, public and small cities community development block grant funds necessary to complete the project, described all activities that constitute the completed project, and explained the reuse of any small cities community development block grant loan repayments from this and any previous project.

(c) An applicant which does not meet the standard contained in par. (b) shall receive no points.

(4) **PROJECT IMPACT.** An applicant which establishes the need for small cities community development block grant funds for successful completion of the project as provided in s. DOD 6.19 shall receive 50, 30, 10 and 0 points for project impact as follows:

(a) An applicant shall receive 50 points if it has proposed activities that directly address the identified needs with substantial benefits, has considered environmental conditions and has prepared for any involuntary displacement.

(b) An applicant shall receive 30 points if it has proposed activities that directly address the identified needs with significant benefits, has considered environmental conditions and has prepared for any involuntary displacement.

(c) An applicant shall receive 10 points if it has proposed activities that directly address the identified needs with moderate benefits, has considered environmental conditions and has prepared for any involuntary displacement.

(d) An applicant which does not meet the standard contained in par. (c) shall receive no points.

(5) **PRIVATE FUNDS LEVERAGED.** An applicant which establishes the need for small cities community development block grant funds for successful completion of the project as provided in s. DOD 6.19 shall receive 75, 50, 25 or 0 points for private funds leveraged as follows:

(a) An applicant shall receive 75 points if it documents firm commitment of the private and other public funds necessary for the project, the necessity of the small cities community development block grant for successful completion of the project and a substantial amount of private funds to the grant dollars. ↓

(b) An applicant shall receive 50 points if it documents firm commitment of the private and other public funds necessary for the project, the necessity of the small cities community development block grant for successful completion of the project and a significant amount of private funds to the grant dollars.

(c) An applicant shall receive 25 points if it documents firm commitment of the private and other public funds necessary for the project, the necessity of the small cities community development block grant for successful completion of the project and a moderate amount of private funds to the grant dollars.

(d) An applicant which does not meet the standard contained in par. (c) shall receive no points.

(6) PUBLIC FUNDS LEVERAGED. An applicant which establishes the need for small cities community development block grant funds for successful completion of the project as provided in s. DOD 6.19 shall receive 25, 15 or 0 points for public funds leveraged as follows:

(a) An applicant shall receive 25 points if it documents firm commitment of the private and other public funds necessary for the project, the necessity of the small cities community development block grant for successful completion of the project and a substantial amount of other public funds to the grant dollars.

(b) An applicant shall receive 15 points if it documents firm commitment of the private and other public funds necessary for the project, the necessity of the small cities community development block grant for successful completion of the project and a significant amount of other public funds to the grant dollars.

(c) An applicant which does not meet the standard contained in par. (b) shall receive no points.

(7) COST PER JOB CREATED OR RETAINED. An applicant which establishes the need for small cities community development block grant funds for successful completion of the project as proposed in s. DOD 6.19 shall receive 100, 75, 50, 25 or 0 points for cost per job created or retained as follows:

(a) An applicant shall receive 100 points if it documents a firm commitment by the employer of the jobs proposed to be created or retained by the project and a minimal small cities community development block grant cost per job.

(b) An applicant shall receive 75 points if it documents a firm commitment by the employer of the jobs proposed to be created or retained by the project and a moderate small cities community development block grant cost per job.

(c) An applicant shall receive 50 points if it documents a firm commitment by the employer of the jobs proposed to be created or retained by

the project and a significant small cities community development block grant cost per job.

(d) An applicant shall receive 25 points if it documents a firm commitment by the employer of the jobs proposed to be created or retained by the project and a substantial small cities community development block grant cost per job.

(e) An applicant which does not meet the standard contained in par. (d) shall receive no points.

(8) RECRUITMENT AND JOB TRAINING. An applicant which establishes the need for small cities community development block grant funds for successful completion of the project as proposed in s. DOD 6.19 shall receive 60, 45, 30 or 0 points for recruitment and job training as follows:

(a) An applicant shall receive 60 points if it documents recruitment of low- and moderate-income persons for a substantial portion of the jobs to be created, if it documents that a substantial portion of those jobs are scheduled for training and upgrading and, if there are existing jobs saved by the project, that a substantial portion are of the type normally available to low- and moderate-income persons and that a substantial portion of these jobs are scheduled for training and upgrading.

(b) An applicant shall receive 45 points if it documents recruitment of low- and moderate-income persons for a significant portion of the jobs to be created, if it documents that a significant portion of the jobs are scheduled for training and upgrading and, if there are existing jobs saved by the project, that a significant portion are of the type normally available to low- and moderate-income persons and that a significant portion of these jobs are scheduled for training and upgrading.

(c) An applicant shall receive 30 points if it documents recruitment of low- and moderate-income persons for a significant portion of the jobs to be created and, if there are retained jobs, that a significant portion are of the type normally available to low- and moderate-income persons.

(d) An applicant which does not meet the standard contained in par. (c) shall receive no points.

History: Cr. Register, November, 1984, No. 347, eff. 12-1-84. *emrg. a.e. rev. 10/6/87*

*emrg. am 10-6-87* DOD 6.17 Application manual. The department shall annually prepare an application manual which it may update quarterly. The manual will contain the application procedures and standards, the minimum number of points necessary for funding and the minimum impact score necessary for funding under the continuous economic development competition.

History: Cr. Register, November, 1984, No. 347, eff. 12-1-84 (am. (4) (intro.), (5) (intro.), (6) (intro.), (7) (intro.) and (8) (intro.), Register, January 1987, No. 373, eff. 2-1-87. *21 ↑*

*emrg. am 10-6-87* DOD 6.18 Distribution of funds. (1) Out of each annual allotment of small cities community development block grant funds made available to the state the department may set aside between 23% and 53% for the continuous economic development competition. The department shall announce the amount of the set aside not later than August 1, of that preceding year except for the first year to which this rule applies when the department shall announce the amount of the set aside not later than 10 days after the rule takes effect.

(2) During each calendar year, the department may distribute no more than one-fourth of the funds available under the continuous economic development competition by March 31, no more than one-half by June 30 and no more than three-fourths by September 30.

(3) The maximum amount available to any applicant under the continuous economic development competition is \$750,000 per calendar year.

(4) Each applicant may retain a cumulative amount of program income from all grants awarded after January 1, 1987 subject to sub. (5) and (6) for the purpose of establishing an economic development revolving loan fund. The fund must comply with requirements established by the federal government and the department.

(5) (a) Retained cumulative program income from grants awarded after January 1, 1987 may not exceed:

1. \$100,000 for an applicant with a population of 1,000 or less
2. \$150,000 for an applicant with a population of more than 1,000 but less than 2,000
3. \$250,000 for an applicant with a population of more than 2,000 but less than 4,000
4. \$500,000 for an applicant with a population of more than 4,000 but less than 10,000
5. \$750,000 for an applicant with a population of more than 10,000

(b) All program income from grants in excess of these amounts shall be returned to the state to fund additional eligible economic development activities, except that the department shall waive this requirement to the extent such income is applied to continue the activities from which such income was derived.

(c) An applicant which will generate program income in excess of the amounts allowed in this section from grants awarded prior to January 1, 1987 is not eligible to retain program income from grants awarded after January 1, 1987.

(d) All program income from grants awarded prior to January 1, 1987 shall be retained by the applicant in accordance with federal regulations and the original contract provisions. The department cannot unilaterally require the applicant to return any program income from grants awarded prior to January 1, 1987.

(6) Any municipality establishing an economic development revolving loan fund pursuant to this subchapter shall report annually to the department on the use of such a fund on forms and at such times as prescribed by the department.

History: Cr. Register, November, 1984, No. 347, eff. 12-1-84; am. (1) and (3), cr. (4) to (6), Register, January, 1987, No. 373, eff. 2-1-87.

**DOD 6.19 Establishment of need.** To establish need an application must evidence that the project on behalf of which the grant is requested requires the proposed assistance to enable it to be competitive within the industry to which it belongs.

History: Cr. Register, January, 1987, No. 373, eff. 2-1-87.

Register, January, 1987, No. 373

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**Subchapter III**  
**Emergency Block Grants**

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**DOD 6.20 Purpose.** The purpose of this chapter is to set forth the criteria the department will use to determine how small cities community development block grant funds will be distributed to provide emergency assistance to communities which have experienced natural disasters.

History: Cr. Register, April, 1985, No. 352, eff. 5-1-85.

**DOD 6.21 Eligibility.** In addition to meeting the provisions of s. DOD 6.02, to be eligible for funding under this subchapter a community must meet the requirements contained in subs. (1) through (3).

(1) The community must have suffered a major natural disaster or have been included in a federal disaster declaration.

(2) The community must have sustained damage which is beyond the financial capability of the local government to repair.

(3) The community must provide a match equal to one-third of the block grant funds requested.

History: Cr. Register, April, 1985, No. 352, eff. 5-1-85.

**DOD 6.22 Funding.** (1) The activities which are eligible for funding under this subchapter are the same as those which were eligible under the annual housing and public facilities competition except that they must in addition be related to recovery from the disaster, must be for items which are not covered by insurance and must be unable to await funding available through the next annual housing and public facilities competition.

(2) Grants may be for up to \$500,000.

History: Cr. Register, April, 1985, No. 352, eff. 5-1-85.

**DOD 6.23 Grant application.** (1) A local government interested in applying for an emergency grant must provide the department of development with a written request dated not more than 3 months after the issuance of the federal disaster declaration applicable to that local government, which includes:

(a) A description of the disaster damage,

(b) Evidence of inclusion in a federal disaster declaration.

(c) A description of the activities the emergency grant will fund,

(d) A budget; and

(e) Evidence of the one-third financial match to the emergency block grant funds requested.

History: Cr. Register, April, 1985, No. 352, eff. 5-1-85.

**DOD 6.24 Allocation.** Each calendar year, up to \$1,000,000 of small cities community development block grant funds may be expended by the department of development for emergency block grants.

History: Cr. Register, April, 1985, No. 352, eff. 5-1-85.