

# Clearinghouse Rule 95-212

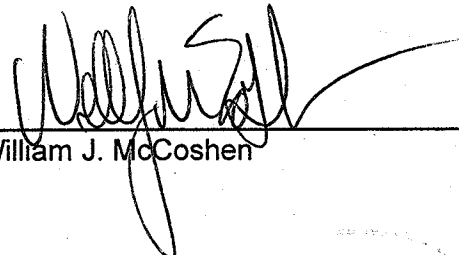
## CERTIFICATE

STATE OF WISCONSIN            )  
  ) SS  
DEPARTMENT OF DEVELOPMENT)

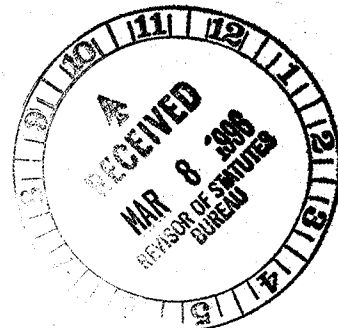
I, William J. McCoshen, Secretary and custodian of the official records of the Department of Development, do hereby certify that the annexed rules relating to the Community Based Economic Development Program were duly approved and adopted by this Department on March, 6 1996.

I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of the original.

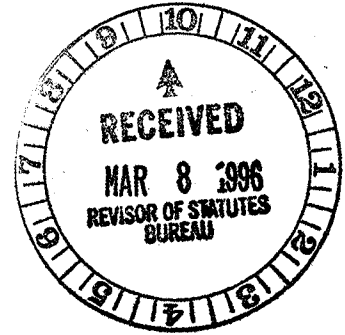
IN TESTIMONY WHEREOF, I have here-  
unto set my hand as Secretary at 123 West  
Washington Avenue in the City of Madison,  
this 6th day of March 1996.

  
\_\_\_\_\_  
William J. McCoshen

18-007



95-212  
5-1-96



Text of Rule

SECTION 1. DOD 15.03 (3) is repealed and recreated to read:

DOD 15.03 (3) An application by a community-based organization for a grant under this section shall be in such form as the department may require and shall include information relevant to all the applicable criteria in s. DOD 15.05 (1).

SECTION 2. DOD 15.03 (4) is repealed.

SECTION 3. DOD 15.03 (5) to (7) are renumbered DOD 15.03 (4) to (6).

SECTION 4. DOD 15.03 (5) (e) is created to read:

DOD 15.03 (5) (e) Development or implementation of a plan which supports a local economic project.

SECTION 5. DOD 15.035 (3) is repealed and recreated to read:

DOD 15.035 (3) An application by a political subdivision for a grant under this section shall be in such form as the department may require and shall include information relevant to all the applicable criteria in s. DOD 15.05 (1).

SECTION 6. DOD 15.035 (4) is repealed.

SECTION 7. DOD 15.04 (3) is renumbered DOD 15.04 (2).

SECTION 8. DOD 15.04 (3) is created to read:

DOD 15.04 (3) An application by a community based organization for a grant under this section shall be in such form as the department may require and shall include information relevant to all the applicable criteria in s. DOD 15.05.

SECTION 9. DOD 15.04 (4), (6) and (9) are repealed.

SECTION 10. DOD 15.04 (7) and (8) are renumbered 15.04 (4) and (6).

Section 11. DOD 15.045 is created to read:

DOD 15.045 REGIONAL ECONOMIC DEVELOPMENT GRANTS. (1) The department may make a grant under this section to a community-based economic development organization for regional economic development activity if all of the provisions of s. 560.14 (4) (a), Stats., apply.

(2) Before awarding a grant under this section, the department shall consider all of the following:

(a) Each of the factors in s. DOD 15.05 (1) (a).

(b) The prospects for new investment and economic development in the region that may result from the proposed regional economic development activity for which funding has been requested under this section.

(c) The amount of investment that is likely to result from the economic development activity.

(d) The likely impact of the economic development activity on the economy of the region.

(e) The likelihood that one or more businesses will relocate outside the region if the economic development activity does not occur.

(f) The size of the region affected by the economic development activity.

(g) The likelihood that the economic development activity will enhance other economic development efforts, complement an existing development zone, development opportunity zone or enterprise development zone project, or build upon other economic development activities in the region.

(h) The likelihood that the economic development activity will result in increased spending in the region by persons who reside outside the region.

(3) An application for a grant under this section shall be in such form as the department may require and shall include information relevant to the criteria in subs. (1) and (2).

SECTION 12. DOD 15.05 is renumbered DOD 15.06 and as renumbered, DOD 15.06 (1) is amended to read:

DOD 15.06 (1) Out of each annual appropriation under s. 20.143 (1) (fg), Stats., the department shall set aside an amount equal to the greater of \$100,000 or 10% for grants under s. DOD 15.045, no less than 25% for grants made under ss. DOD 15.03 and 15.035 and no less than 25% for grants made under s. DOD 15.04. Following the receipt and examination of applications, the department shall determine that part of the remainder of the appropriation that shall be used for grants under ss. DOD 15.03 and 15.035 and that part that shall be used for grants under s. DOD 15.04.

SECTION 13. DOD 15.05 is created to read:

DOD 15.05 GRANT CONSIDERATIONS. (1) Before making a determination under ss. DOD 15.03, 15.035 or 15.04, the department shall consider all of the following:

(a) The level of economic distress in the area, as measured by the following factors:

1. The unemployment rate in the area.
2. The percentage of persons in the area with low to moderate income.
3. The percentage of households in the area receiving aid to families with dependent children under s. 49.19, Stats.
4. The number of persons in the area permanently laid off because of a major business closing subject to s. 109.07, Stats.
5. The extent to which the property values in the area are declining.
6. The extent to which the population in the area is declining.

(b) The need and demand for the project.

(c) The need for state financial assistance.

(d) The qualifications of the persons who will be managing and operating the project.

(e) The level of community support, including financial support, for the project.

(f) The viability of the project.

(g) The likelihood that the project will result in the creation or retention of jobs.

(h) The likelihood that the project will result in business development.

(i) Whether the project is located in or near an area that has been designated as a development zone under s. 560.71, Stats., a development opportunity zone under s. 560.795, Stats., or a enterprise development zone under s. 560.797, Stats.

(2) In addition to the factors in sub. (1), before making a grant to a community-based organization under s. DOD 15.04, the department shall consider all of the following:

(a) The potential of the business incubator or technology-based incubator to help start businesses.

(b) The potential of the business incubator or technology-based incubator to provide employment opportunities.

(3) In addition to the factors in subs. (1) and (2), before making a grant to a community-based organization for a revolving loan fund under s. DOD 15.04

(1) (d), the department shall consider all of the following:

(a) The need and demand for a tenant revolving loan fund.

(b) Local bank support for and participation in the tenant revolving loan fund.

(c) The availability of local professionals to participate in tenant revolving loan fund activities.

(d) The operating plan for the tenant revolving loan fund.

SECTION 14. DOD 15.06 is renumbered DOD 15.07 and DOD 15.07 (1) and (2) as renumbered are amended to read:

DOD 15.07 (1) The department shall prepare ~~an application manual~~ manuals for grants under ss. DOD 15.03, 15.035, 15.04, and 15.045 which it may update as needed. The ~~manual~~ manuals shall contain the application procedures,

requirements and instructions for funding under this chapter and shall be made available to potential applicants at least 2 months before the annual competition.

(2) The department shall hold an annual competition competitions for grants under s. DOD 15.03, an annual competition for grants under s. DOD 15.035 and an annual competition for grants under s. DOD 15.04 ss. DOD 15.03, 15.035, 15.04 and 15.045. The competition for grants under s. DOD 15.04 shall be divided into 4 categories for s. DOD 15.04 (1) (a), (b), (c) and (d) grant determinations.

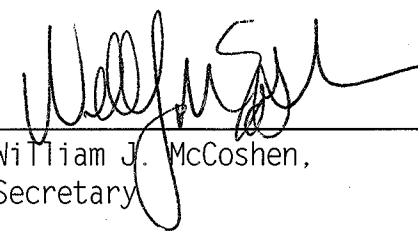
SECTION 15. DOD 15.07 (3) is created to read:

DOD 15.07 (3) The department may make a grant under ss. DOD 15.03, 15.035, 15.04 or 15.045 after examining the application and any other information it deems relevant if, based upon the applicable criteria in ss. DOD 15.045 and 15.05, the application submitted by the applicant compares favorably to other applications received during the fiscal year. The department shall fund only those proposals which, in its judgement, effectively address the applicable criteria even if the department's determination results in the expenditure of less than the total funding allocated for such grants under s. DOD 15.06 (1).

SECTION 16. DOD 15.07 and DOD 15.08 are renumbered DOD 15.08 and DOD 15.09.

EFFECTIVE DATE. The regulations set forth in this order shall be effective on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22 (2) (intro.), Stats.

Dated: 3-6-96

Agency:   
William J. McCoshen,  
Secretary

