

CR 92-20

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AUG 28 1992  
11.17  
Revisor of Statutes  
Bureau

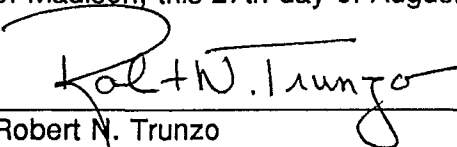
CERTIFICATE

STATE OF WISCONSIN                    )  
  ) SS  
DEPARTMENT OF DEVELOPMENT)

I, Robert N. Trunzo, Secretary and custodian of the official records of the Department of Development, do hereby certify that the annexed rules relating to Employee Ownership Assistance were duly approved and adopted by this Department on August 27, 1992.

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 27th day of August, 1992.

  
\_\_\_\_\_

Robert N. Trunzo

18-007

11-1-92

ORDER OF THE DEPARTMENT OF DEVELOPMENT  
CREATING CHAPTER DOD 25

The Wisconsin Department of Development adopts an order to create Ch. DOD 25 relating to the employee ownership program.

Analysis prepared by the Department of Development

Subsection 560.16 (2m), Stats requires the Department of development to define the term "small business" by rule for the purpose of making loans under the employee ownership loan program. Financing provided under the employee ownership loan program enables a group of current or former employees of a business that has closed to determine the feasibility of assuming ownership or control of that business and operating it as an employee owned business.

The proposed rule establishes a definition of "small business" for employee ownership assistance loan eligibility which requires that the business not be dominant in its field, that it have 500 or fewer employees and less than \$25 million of annual sales and, that it be operated for profit. The particular definition of small business proposed for the employee ownership program differs intentionally from definitions used for other small business financial assistance programs because prior experience of the Department indicates that employee ownership opportunities are available in businesses of the somewhat larger size included in the proposed rule.

Text of rule:

SECTION 1. Chapter DOD 25 is created to read:

EMPLOYEE OWNERSHIP ASSISTANCE LOANS

DOD 25.01 PURPOSE

DOD 25.02 Definitions

DOD 25.01 PURPOSE. The purpose of this chapter is to provide a definition of small business so that department may administer the employe ownership assistance loans as provided in s. 560.16, Stats.

DOD 25.02 DEFINITIONS. In this chapter:

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

(2) " Small business" means a business unit that is being considered for purchase by an employee group and that meets all of the following conditions.

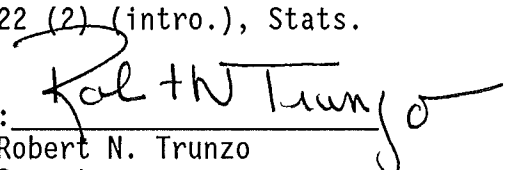
(a) It is not dominant in its field.

(b) It employees 500 or fewer employes and has less than \$25,000,000 of annual sales.

(c) It is operated for profit.

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 227.22 (2) (intro.), Stats.

Dated: 8.26.92

Agency:   
Robert N. Trunzo  
Secretary