

General Assembly

Committee Bill No. 6767

January Session, 2025

LCO No. 5278



Referred to Committee on VETERANS' AND MILITARY **AFFAIRS**

Introduced by: (VA)

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AN ACT CONCERNING A DISABLED VETERANS REVOLVING LOAN FUND.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- Section 1. Section 32-7g of the general statutes is repealed and the 2 following is substituted in lieu thereof (*Effective July 1, 2025*):
- 3 (a) There is established within the Department of Economic and
- 4 Community Development the Small Business Express program. Said
- 5 program shall provide small businesses with various forms of financial
- 6 assistance. A small business eligible for assistance through said program
- 7 shall (1) employ not more than one hundred employees, (2) have
- 8 operations in Connecticut, and (3) be in good standing with the payment
- 9 of all state and local taxes and with all state agencies. It shall be the goal
- 10 of the Department of Economic and Community Development that, on
- 11 or before July 1, 2026, the Small Business Express program be self-
- 12 funded and that the default rate of small businesses that receive
- 13 assistance under said program be not more than twenty per cent.
- 14 (b) The Small Business Express program shall consist of various 15 components, including (1) a revolving loan fund, as described in

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subsection (c) of this section, to support small business growth, (2) at least one minority business revolving loan fund, as described in subsection (d) of this section, to support the growth of minority-owned businesses, (3) at least one disabled veteran business revolving loan fund, as described in subsection (e) of this section, to support the growth of disabled veteran-owned businesses, (4) a component established in consultation with representatives from Connecticut-based banks and a banking industry association, as described in subsection [(e)] (f) of this section, and [(4)] (5) a component established in consultation with Connecticut Innovations, Incorporated, as described in subsection [(f)] (g) of this section. Notwithstanding the provisions of section 32-5a regarding relocation limits, the department may require, as a condition of receiving financial assistance pursuant to this section, that a small business receiving such assistance shall not relocate, as defined in section 32-5a, for five years after receiving such assistance or during the term of the loan, whichever is longer. All other conditions and penalties imposed pursuant to section 32-5a shall continue to apply to such small business.

(c) There is established as part of the Small Business Express program a revolving loan fund to provide loans, loan guarantees, loan portfolio guarantees, portfolio insurance and grants.

(d) (1) There is established as part of the Small Business Express program at least one revolving loan fund to provide loans to eligible small businesses that are owned by one or more members of a minority. As used in this subsection, (A) "minority business development entity" means a nonprofit organization (i) having a lending portfolio on or before June 9, 2016, from which at least seventy-five per cent of lending is provided to minority-owned businesses state-wide; and (ii) that provided technical assistance on or before June 9, 2016, provided at least seventy-five per cent of such assistance was provided to minority-owned businesses state-wide; and (B) "minority" means (i) Black Americans, including all persons having origins in any of the Black African racial groups not of Hispanic origin; (ii) Hispanic Americans,

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49 including all persons of Mexican, Puerto Rican, Cuban, Central or South 50 American, or other Spanish culture or origin, regardless of race; (iii) all 51 persons having origins in the Iberian Peninsula, including Portugal, 52 regardless of race; (iv) women; (v) Asian Pacific Americans and Pacific 53 islanders; or (vi) American Indians and persons having origins in any of 54 the original peoples of North America and maintaining identifiable 55 tribal affiliations through membership and participation or community 56 identification.

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(2) Notwithstanding the provisions of section 32-7h, as amended by this act, the commissioner shall allocate from the available funding under the Small Business Express program a total of five million dollars for grants-in-aid to not more than two minority business development entities in each of the fiscal years ending June 30, 2016, to June 30, 2020, inclusive, for the purpose of establishing and administering minority business revolving loan funds. Moneys from such funds shall be used to (A) provide loans to eligible small businesses, and (B) fund the administrative costs associated with the provision of such loans by a minority business development entity, provided a minority business development entity may not use more than ten per cent of the amount received as a grant under this section to fund such costs. Such loans shall be used for acquisition or purchase of machinery and equipment, construction or leasehold improvements, relocation expenses, working capital, which may be used for payment of rent, or other businessrelated expenses, as authorized by the minority business development entity.

(3) Loans from a minority business revolving loan fund may be in amounts from ten thousand dollars to a maximum of five hundred thousand dollars, shall carry a maximum repayment rate of four per cent and shall be for a term of not more than ten years. The minority business development entity shall review and approve loan terms, conditions and collateral requirements in a manner that prioritizes job growth and retention.

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(4) Any eligible small business owned by one or more members of a minority may apply for assistance from a minority business revolving loan fund, provided the minority business development entity shall give priority to applicants that, as part of their business plan, are creating new jobs that will be maintained for not less than twelve consecutive months.

- (5) Loans from a minority business revolving <u>loan</u> fund shall be provided in such a manner that, on or before five years after the date such loan fund is established, the annual funds or revenues derived from investment income, loan repayments or any other sources received by the minority business development entity in connection with such loan fund is sufficient to fund the administrative costs associated with such loan fund.
- (6) A minority business development entity receiving a grant pursuant to this subsection shall annually submit to the commissioner a financial audit of grant expenditures until all grant moneys have been expended by such entity. Any such audit shall be prepared by an independent auditor and if the commissioner finds that any such grant is used for purposes that are not in conformity with uses set forth in subdivisions (2) and (3) of this subsection, the commissioner may require repayment of such grant.
- (e) (1) There is established as part of the Small Business Express program at least one revolving loan fund to provide loans to eligible disabled veteran-owned businesses. As used in this subsection, (A) "disabled veteran business development entity" means a nonprofit organization (i) having a lending portfolio on or before July 1, 2025, from which at least seventy-five per cent of lending is provided to disabled veteran-owned businesses state-wide; and (ii) that provided technical assistance on or before July 1, 2025, provided at least seventy-five per cent of such assistance was provided to disabled veteran-owned businesses state-wide; (B) "disabled veteran" means a veteran, as defined in section 27-103, who has a disability rating of at least thirty

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113 per cent, as determined by the United States Department of Veterans

- 114 Affairs; and (C) "disabled veteran-owned business" means a small
- business of which greater than fifty per cent is owned by one or more
- disabled veterans.

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- 117 (2) Notwithstanding the provisions of section 32-7h, as amended by this act, the commissioner shall allocate from the available funding 118 119 under the Small Business Express program a total of two million dollars 120 for grants-in-aid to not more than two disabled veteran business 121 development entities in each of the fiscal years ending June 30, 2026, to 122 June 30, 2030, inclusive, for the purpose of establishing and 123 administering disabled veteran business revolving loan funds. Moneys from such funds shall be used to (A) provide loans to eligible disabled 124 125 veteran-owned businesses that have been formed for at least three years, 126 as reflected in the records of the Commercial Recording Division of the office of the Secretary of the State, prior to the provision of any such 127 128 loan, and (B) fund the administrative costs associated with the provision 129 of such loans by a disabled veteran business development entity, 130 provided a disabled veteran business development entity may not use 131 more than ten per cent of the amount received as a grant under this 132 section to fund such costs. Such loans shall be used for acquisition or purchase of machinery and equipment, construction or leasehold 133 134 improvements, relocation expenses, working capital, which may be 135 used for payment of rent, or other business-related expenses, as 136 authorized by the disabled veteran business development entity.
 - (3) Loans from a disabled veteran business revolving loan fund may be in amounts from ten thousand dollars to a maximum of five hundred thousand dollars, shall carry a maximum repayment rate of four per cent and shall be for a term of not more than ten years. The disabled veteran business development entity shall review and approve loan terms, conditions and collateral requirements in a manner that prioritizes job growth and retention.
- 144 (4) Any eligible disabled veteran-owned business may apply for

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- assistance from a disabled veteran business revolving loan fund, provided the disabled veteran business development entity shall give priority to applicants that, as part of their business plan, are creating new jobs that will be maintained for not less than twelve consecutive months.
- 150 (5) Loans from a disabled veteran business revolving loan fund shall
 151 be provided in such a manner that, on or before five years after the date
 152 such loan fund is established, the annual funds or revenues derived
 153 from investment income, loan repayments or any other sources received
 154 by the disabled veteran business development entity in connection with
 155 such loan fund is sufficient to fund the administrative costs associated
 156 with such loan fund.

- (6) A disabled veteran business development entity receiving a grant pursuant to this subsection shall annually submit to the commissioner a financial audit of grant expenditures until all grant moneys have been expended by such entity. Any such audit shall be prepared by an independent auditor and if the commissioner finds that any such grant is used for purposes that are not in conformity with uses set forth in subdivisions (2) and (3) of this subsection, the commissioner may require repayment of such grant.
- [(e)] (f) The commissioner, in consultation with representatives from Connecticut-based banks and a banking industry association, may establish as part of the Small Business Express program a component operated in collaboration with Connecticut-based banks, which may include, but need not be limited to, loan guarantees, short-term loans used as a bridge to private sector financing and the transfer of loans issued under subsection (c) of this section. Any loans issued under such component shall be used for acquisition or purchase of machinery and equipment, construction or leasehold improvements, relocation expenses, working capital, which may be used for payment of rent, or other business-related expenses, as authorized by the commissioner. The provisions of subsections (c), [and] (d) and (e) of this section shall

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not be construed to apply to such component. Such component shall be administered by Connecticut Innovations, Incorporated, in collaboration with the Department of Economic and Community Development. For purposes of this section, "Connecticut-based banks" means banks and out-of-state banks, each as defined in section 36a-2, having deposit-taking branches in the state.

[(f)] (g) The commissioner, in consultation with Connecticut Innovations, Incorporated, may establish as part of the Small Business Express program a component operated in collaboration with Connecticut Innovations, Incorporated, which may include, but need not be limited to, financial assistance consistent with the provisions and purposes of sections 32-23e, 32-23ii and 32-265. Such component may be administered by Connecticut Innovations, Incorporated, in collaboration with the Department of Economic and Community Development.

[(g)] (h) Not later than February 1, 2022, and annually thereafter, the commissioner shall provide a report, in accordance with the provisions of section 11-4a, to the joint standing committees of the General Assembly having cognizance of matters relating to finance, revenue and bonding, appropriations, commerce and labor. Such report shall include available data on (1) the number of small businesses that received assistance under the Small Business Express program and the general categories of such businesses, (2) the amounts and types of assistance provided, (3) the total number of jobs on the date of application and the number proposed to be created or retained, (4) the most recent employment figures of the small businesses receiving assistance, (5) the default rate of small businesses that received assistance under said program, and (6) the progress of the lenders participating in said program in becoming self-sustainable. The contents of such report shall also be included in the department's annual report.

[(h)] (i) The commissioner may contract with nongovernmental entities, including, but not limited to, nonprofit organizations, economic

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- Sec. 2. Section 32-7h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2025*):
 - (a) There is established an account to be known as the "small business express assistance account" which will be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account. Repayment of principal and interest on loans shall be credited to such fund and shall become part of the assets of the fund. Moneys in the account shall be expended by the Department of Economic and Community Development for the purposes of the Small Business Express program established pursuant to section 32-7g, as amended by this act. Except as provided in [subsection (d)] subsections (d) and (e) of section 32-7g, as amended by this act, all moneys received for the purposes of the Small Business Express program and payments of principal and interest on any loans given under said program shall be credited to the account.
 - (b) Except as provided in [subsection (d)] <u>subsections (d) and (e)</u> of section 32-7g, as amended by this act, the Commissioner of Economic and Community Development may provide for the payment of any administrative expenses or other costs incurred by the department or its lender partners in carrying out the purposes of the Small Business Express program not to exceed five per cent of funding from this program from the account established pursuant to subsection (a) of this section, provided one per cent shall be dedicated to develop capacity for capital construction projects for minority business enterprises.

This act shall take effect as follows and shall amend the following		
sections:		
Section 1	July 1, 2025	32-7g
Sec. 2	July 1, 2025	32-7h

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Statement of Purpose:

To establish, as part of the Small Business Express program, at least one revolving loan fund to provide loans to eligible small businesses of which greater than fifty per cent are owned by one or more disabled veterans.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. FOSTER, 57th Dist.; REP. ROJAS, 9th Dist.

H.B. 6767

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