

4301.0300 ELIGIBILITY OF BUSINESSES.**Subpart 1. Designation requirements.**

A. To receive designation by the commissioner as a job creation fund business, a business must satisfy all of the eligibility requirements of Minnesota Statutes, section 116J.8748, subdivision 3, paragraph (a).

B. In addition to the eligibility requirements in Minnesota Statutes, section 116J.8748, subdivision 3, paragraph (a), the commissioner shall also consider the factors in Minnesota Statutes, section 116J.8748, subdivision 3, paragraph (b), and whether the business:

(1) is able to locate the facility outside Minnesota;

(2) will not cause a direct adverse effect on industry competitors in Minnesota by receiving financial assistance.

Subp. 2. **Ineligible projects.** Businesses ineligible for job creation fund designation include those under Minnesota Statutes, section 116J.8748, subdivision 3, paragraph (a), clause (2).

Statutory Authority: *MS s 116J.8748*

History: *38 SR 944*

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