

4 MCAR 2

1 Department of Energy, Planning, and Development

2 Business Development Division

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4 Adopted Rules Governing Designation of Enterprise Zones

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6 Rules as Adopted

7 4 MCAR S 2.501 Purpose. 4 MCAR SS 2.501-2.508 are promulgated
8 pursuant to Laws of Minnesota 1982, chapter 523, article VI,
9 section 2 to implement and make specific the provisions of Laws
10 of Minnesota 1982, chapter 523, article VI and relate to the
11 designation of enterprise zones.

12 4 MCAR S 2.502 Definitions.

13 A. Statutory definitions. The terms defined in Laws of
14 Minnesota 1982, chapter 523, article VI, section 2 have the same
15 meaning when used in 4 MCAR SS 2.501-2.508. The terms in B.-E.
16 have the meanings given them for the purposes of Laws of
17 Minnesota 1982, chapter 523, article VI, section 2.

18 B. Data source. "Data source" means the most recent federal
19 decennial census data unless otherwise provided.

20 C. Recently experienced. "Recently experienced" means
21 within the last five years.

22 D. Significant employment. "Significant employment" means
23 one percent of the total employment base of a community.

24 E. Manufacturing. "Manufacturing" includes activities in
25 standard industrial classification codes 20-39 contained in the
26 "Minnesota Directory of Manufacturing."

27 4 MCAR S 2.503 Application cycle.

28 Applications will be accepted from July 1983 through March
29 1984 for the initial year of receiving applications. After the
30 initial year applications from governing bodies for enterprise
31 zone designation will be accepted during the first quarter of
32 each calendar year.

33 4 MCAR S 2.504 Application for enterprise zone designation.

34 The commissioner shall prepare uniform application forms

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1 for use by governing bodies setting forth the information
2 necessary for the determination of eligibility as an enterprise
3 zone.

4 4 MCAR S 2.505 Information in enterprise zone designation
5 applications.

6 A. Statutory information. An application must demonstrate
7 that the proposed enterprise zone complies with statutory
8 requirements to be designated an enterprise zone.

9 B. Data connected to zone. Data in an enterprise zone
10 application must be for all areas most closely corresponding to
11 the proposed enterprise zone area. Data need not be for an area
12 identical to the proposed area of the enterprise zone but should
13 be for an area as closely identical as reasonably possible.

14 C. Statistical sources; economic hardship area. Statistical
15 sources to be used in determining whether an area is an economic
16 hardship area will be those approved by the state demographer.

17 D. Population statistics. The most recent federal census or
18 estimates by the state demographer or the metropolitan council
19 may be used for population data.

20 4 MCAR S 2.506 Action plans.

21 An action plan to promote economic development must be
22 designated and passed on by resolution by the governing body.
23 The action plan should be between three and five pages in length.
24 An action plan shall contain:

25 A. a brief description of the organization of the governing
26 body designated in charge of developing and implementing the
27 action plan;

28 B. a brief summary of the area's economic situation based on
29 an analysis of data for the area and surrounding region related,
30 for example, to employment income, labor force composition,
31 unemployment, housing, and land use;

32 C. some conclusions and judgments about the area's potential
33 for economic development, for example, development of
34 under-utilized resources and ways to overcome any barriers to
35 development; and

1 D. an identification of realistic actions that the governing
2 body wants to initiate to spur economic growth. Each action
3 identified should address six items: what the action is, its
4 purpose, when action will be initiated, when it will be
5 completed, who is going to complete it, and how it will be
6 completed.

7 4 MCAR S 2.507 Determination of enterprise zone size.

8 A governing body may apply for more than one enterprise
9 zone designation but no land area may be part of more than one
10 enterprise zone.

11 4 MCAR S 2.508 Application procedures.

12 A. Submission of application. The governing body shall
13 submit to the commissioner three copies of the completed
14 application upon the forms and in the format designated by the
15 commissioner.

16 B. Review by the commissioner. The commissioner has 30 days
17 from the date of its receipt to approve or disapprove an
18 application.

19 C. Notification of determination. The commissioner shall
20 notify the governing body of a determination as follows:

21 1. If the commissioner determines that the application is
22 complete and the area eligible for enterprise zone designation,
23 the governing body shall be notified within 15 days and a copy
24 of the approved application shall be sent to the Department of
25 Revenue.

26 2. If the commissioner determines that an incomplete
27 application has been submitted, the commissioner shall notify
28 the applicant specifying the deficiencies. The applicant has 30
29 days from the date of the commissioner's notification to
30 complete the application. In the event the application is then
31 completed in a timely fashion notification shall be as in 1. If
32 the application is not complete within the 30 days, the
33 application shall be rejected and not further considered during
34 that application receipt period.