Expedited Bill No. 31-22
Concerning: Finance – Economic Development Fund - Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program
Revised: 11/29/2022 Draft No. 2
Introduced: November 1, 2022
Enacted: November 29, 2022
Executive:
Effective:
Sunset Date:
Ch. ____, Laws of Mont. Co. ____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmembers Riemer, Jawando, and Friedson

AN EXPEDITED ACT to:

(1) alter the administration and eligibility requirements of the Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program; and
(2) generally amend the law regarding the Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program and the Economic Development Fund.

By amending
Montgomery County Code
Chapter 20, Finance
Section 20-76E

Boldface	*Heading or defined term.*
Underlining	*Added to existing law by original bill.*
[Single boldface brackets**]**	*Deleted from existing law by original bill.*
Double underlining	*Added by amendment.*
[[Double boldface brackets**]]**	*Deleted from existing law or the bill by amendment.*
* * *	*Existing law unaffected by bill.*

The County Council for Montgomery County, Maryland approves the following Act:

Sec 1. Section 20-76E is amended as follows:

20-76E. Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program.

(a) *Definitions*. As used in this Section:

* * *

(b) *Grant Program*. The Director of Finance must pay, subject to appropriation, a SBIR or STTR Matching Grant to each business who meets certain eligibility standards.

(c) *Eligibility*. A business is eligible to receive the matching grant if the business:

(1) has been awarded a SBIR or STTR Phase I or Phase II grant during the current calendar year to conduct research in medicine, biotechnology, or life sciences; **[**and**]**

(2) conducts at least 51% of its research and development operations at a physical location in the County; and

(3) meets any other eligibility criteria established under subsection (d) regarding business size or characteristics.

(d) *Regulations*. The Executive may adopt regulations under Method (2) to implement this Section.

[(e) *Amount of grant*.

(1) An eligible business may receive:

(A) a match of 25% of a SBIR or STTR Phase I grant, up to a maximum of $25,000; or

(B) a match of 25% of a SBIR or STTR Phase II grant, up to a maximum of $75,000.

(2) an eligible business may receive only:

(A) one County matching grant under this Program each year; and

(B) a total of five County matching grants under this Program.**]**

[(f)**]** (e) *Administration*.

(1) The Director must administer the Program.

(2) The Director must require a business to enter into an agreement under Section 20-75(f), including an agreement to pay back any grant payments received if:

(A) the business does not remain in the County for a minimum time period specified in the agreement; or

(B) the business uses the payment for an unauthorized purpose.

(3) **[**Grants must be awarded on a first-come, first-served basis.**]**

[(4)**]** An eligible business that does not receive a grant due to lack of available funding may be awarded a grant in the following year.

[(5) The Director must reserve 50% of the appropriated funds for eligible businesses receiving a Phase I grant and 50% of the appropriated funds for eligible businesses receiving a Phase II grant.**]**

(4) The Director must report annually to the Council regarding demographic data, including the race, ethnicity, and gender of the owners of eligible businesses, applicants, and awardees under the Program.

[(g)**]** (f) *Sunset*. This Section is not effective after July 1, 2025.

Sec. 2. Expedited Effective Date. The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on the date on which it becomes law.

Approved:

12/2/2022

Gabriel Albornoz, President, County Council Date

Approved:

Marc Elrich, County Executive Date

This is a correct copy of Council action.

Judy Rupp, Clerk of the Council Date