



Sen. Napoleon Harris, III

Filed: 5/21/2021

10200HB1960sam001

LRB102 14855 RJF 26895 a

1 AMENDMENT TO HOUSE BILL 1960

2 AMENDMENT NO. _____. Amend House Bill 1960 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the 21st
5 Century Diversity Business Act.

6 Section 5. Definitions. As used in this Act:

7 "21st Century Diversity Business District" or "District"
8 means a designated area of economic and business growth
9 created by a municipality, whose resident population is at
10 least 51% minority, participating in the Program created under
11 this Act for which Program loan funds are utilized. An area is
12 qualified to become a 21st Century Diversity Business District
13 which: (i) is a contiguous area; (ii) comprises a minimum of
14 one-half square mile and not more than 5 square miles in total
15 area, exclusive of lakes and waterways; (iii) is entirely
16 within the municipal corporate boundaries; and (iv) 51% or

1 more of the residents within district are minority
2 individuals.

3 "Agreement" means the loan agreement between a business
4 and the Department.

5 "Department" means the Department of Commerce and Economic
6 Opportunity.

7 "Minority-owned business" means a business which is at
8 least 51% owned by one or more minority persons, or in the case
9 of a corporation, at least 51% of the stock in which is owned
10 by one or more minority persons; and the management and daily
11 business operations of which are controlled by one or more of
12 the minority individuals who owns it.

13 "Minority person" shall mean a person who is a citizen or
14 lawful permanent resident of the United States and who is any
15 of the following:

16 (1) American Indian or Alaska Native (a person having
17 origins in any of the original peoples of North and South
18 America, including Central America, and who maintains
19 tribal affiliation or community attachment).

20 (2) Asian (a person having origins in any of the
21 original peoples of the Far East, Southeast Asia, or the
22 Indian subcontinent, including, but not limited to,
23 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
24 the Philippine Islands, Thailand, and Vietnam).

25 (3) Black or African American (a person having origins
26 in any of the black racial groups of Africa).

1 (4) Hispanic or Latino (a person of Cuban, Mexican,
2 Puerto Rican, South or Central American, or other Spanish
3 culture or origin, regardless of race).

4 (5) Native Hawaiian or Other Pacific Islander (a
5 person having origins in any of the original peoples of
6 Hawaii, Guam, Samoa, or other Pacific Islands).

7 "Program" means the 21st Century Diversity Business
8 Program created under this Act.

9 Section 10. 21st Century Diversity Business Program.

10 (a) The Department of Commerce and Economic Opportunity
11 shall, subject to appropriation, create and administer the
12 21st Century Diversity Business Program to provide loans and
13 financial assistance to minority-owned businesses in a 21st
14 Century Diversity Business district as provided under this
15 Act.

16 (b) Any municipality may apply, on an annual basis, to the
17 Department to create a 21st Century Diversity Business
18 District under the Program. To be eligible, an applicant
19 municipality must pass an ordinance declaring its intent to
20 create a 21st Century Diversity Business District in the
21 municipality. No more than 5 eligible municipalities may be
22 chosen by the Department to create districts under the Program
23 per year. At no point shall more than 30 municipalities be
24 participating in the Program.

25 (c) Any eligible municipality chosen by the Department

1 under subsection (b) shall, subject to appropriation, be
2 entitled to have minority-owned businesses in their 21st
3 Century Diversity Business District apply for a subsidized
4 loan from the Department. No individual business shall
5 accumulate loans in aggregate greater than \$1,000,000 under
6 this Act. At no point, collectively, shall businesses in any
7 participating municipality aggregate more than \$5,000,000 in
8 loans through the Program.

9 (d) Each municipality chosen by the Department to create a
10 district under this Section shall, as prerequisite to
11 participation, establish a 21st Century Diversity Business
12 Investment Board with the purpose of helping grow
13 minority-owned businesses.

14 (e) The Department and its grantees shall provide
15 technical assistance to businesses receiving loans through the
16 Program. This is including, but not limited to, support in
17 business plans, business development, financial management,
18 marketing, any other service that the Department may deem
19 relevant to the establishment of a business for the purposes
20 of this Act. At least once a year, the Department shall host an
21 informational session, either in-person or virtually, for
22 municipalities eligible to apply. At least once a year, the
23 Department shall host an informational session, either
24 in-person or virtually, for eligible businesses in the 21st
25 Century Diversity Business district to learn more about
26 opportunities for growth and access to state resources.

1 (f) The Department shall enter into an agreement with a
2 business that has received a loan under this Act. The
3 agreement must include all of the following:

4 (1) A requirement that the business shall make a
5 good-faith effort to maintain operations in the State of
6 Illinois for the duration of the loan.

7 (2) A requirement that the Director is authorized to
8 verify with the appropriate State agencies information
9 provided by the applicant.

10 (3) Any other performance conditions or contract
11 provisions as the Department determines are appropriate.

12 Section 15. Minority-owned business database.

13 (a) The Office of the Secretary of State shall, subject to
14 appropriation, make available to the public on the Internet
15 website of the Office of the Secretary of State a registry of
16 qualified minority business owners from which both public and
17 private entities may seek services.

18 (b) The registry shall allow for qualified minority
19 business owners to voluntarily add themselves to the registry.
20 The Office of the Secretary of State may utilize data already
21 held by other agencies. The Office of the Secretary of State
22 may utilize existing forms to voluntarily collect
23 self-reported information.

24 Section 20. Administrative rules. The Department shall

1 adopt all rules necessary for the administration of the
2 Program and the implementation of the requirements of this
3 Act."