

(J) THE DEPARTMENT SHALL ADOPT REGULATIONS NECESSARY TO CARRY OUT THE CAPITAL ACCESS PROGRAM.

[4-207.]4-208.

(a) The NEIGHBORHOOD BUSINESS DEVELOPMENT Program shall be operated with moneys in the Neighborhood Business Development Fund, which Fund shall be a continuing, nonlapsing special fund consisting of:

(1) Moneys appropriated by the State for the Neighborhood Business Development Program;

(2) Any repayment or prepayment of financial assistance [loaned] under THIS SUBTITLE OR UNDER THE STATE ACTION LOANS FOR TARGETED AREAS PROGRAM UNDER the former Subtitle 6, Title 4 of this article; [and]

(3) Moneys transferred to the Fund from any other fund as provided for in this article; AND

(4) ANY OTHER MONEYS RECEIVED BY THE NEIGHBORHOOD BUSINESS DEVELOPMENT PROGRAM UNDER THIS SUBTITLE.

(b) The Department shall use the Fund to provide financial assistance to small businesses and to pay expenses of the NEIGHBORHOOD BUSINESS DEVELOPMENT Program.

(c) The State Treasurer shall hold and the State Comptroller shall account for the Neighborhood Business Development Fund. The Fund shall be invested and reinvested. Any investment earnings shall be paid into the Fund.

(d) At any time following the first 8 months of any fiscal year, the Department may transfer, subject to approval of the Legislative Policy Committee and subject to the provisions of § 7-209 of the State Finance and Procurement Article, unencumbered moneys in the Neighborhood Business Development Fund to any other fund established under Title 2 of this article.

[4-208.] 4-209.

(a) A person may not knowingly make or cause any false statement or report to be made in any document required to be furnished to the Department by any agreement relating to [a loan] FINANCIAL ASSISTANCE UNDER THE NEIGHBORHOOD BUSINESS DEVELOPMENT PROGRAM.

(b) A person applying for financial assistance UNDER THE NEIGHBORHOOD BUSINESS DEVELOPMENT PROGRAM may not knowingly make or cause any false statement or report to be made for the purpose of influencing the action of the Department on an application or for the purpose of influencing any action of the Department affecting financial assistance already provided.

(c) Any person who violates any provision of subsection (a) or (b) of this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$50,000 or imprisonment not exceeding 5 years or both.