

(III) THE AMOUNT OF FINANCIAL ASSISTANCE REQUESTED FROM THE DEPARTMENT;

(2) THE AMOUNT OF FUNDS AVAILABLE TO THE APPLICANT WITHOUT FINANCIAL ASSISTANCE FROM THE DEPARTMENT;

(3) INFORMATION RELATING TO THE FINANCIAL STATUS OF THE APPLICANT, INCLUDING:

- (I) A CURRENT BALANCE SHEET;
- (II) A PROFIT AND LOSS STATEMENT;
- (III) CREDIT REFERENCES; AND

(IV) EVIDENCE THAT THE APPLICANT AND THE OWNERS ARE FINANCIALLY RESPONSIBLE, INCLUDING A STATEMENT OR EVIDENCE THAT NEITHER THE APPLICANT NOR ANY OF ITS OWNERS:

1. ~~HAVE HAS~~ FILED FOR BANKRUPTCY IN THE 7 YEARS PRECEDING THE APPLICATION;

2. ~~HAVE HAS~~ ANY EXISTING LIENS OR JUDGMENTS; AND

3. CURRENTLY ~~OWE OWES~~ ANY STATE OR FEDERAL TAXES THAT WERE NOT PAID WHEN DUE;

(4) ~~IF THE APPLICANT IS NOT AN INDIVIDUAL,~~ INFORMATION SHOWING THE FINANCIAL STATUS OF EACH OWNER OF THE APPLICANT, INCLUDING:

- (I) A CURRENT BALANCE SHEET;
- (II) AN INCOME STATEMENT; AND
- (III) CREDIT REFERENCES; ~~AND~~

(5) EVIDENCE THAT THE APPLICANT HAS MADE REASONABLE EFFORTS TO OBTAIN FINANCIAL ASSISTANCE ON REASONABLE TERMS FROM OTHER SOURCES; AND

~~(6) EVIDENCE THAT THE APPLICANT HAS REQUESTED A LOAN FOR THE SAME PURPOSE FROM A FINANCIAL INSTITUTION AND THE REQUEST HAS BEEN DECLINED; AND~~

~~(6)~~ (6) ANY OTHER RELEVANT INFORMATION THAT THE DEPARTMENT REQUESTS.

5-1304.

(A) EXCEPT AS PROVIDED IN THIS SUBTITLE, THE DEPARTMENT MAY SET THE TERMS AND CONDITIONS FOR LOANS, LOAN GUARANTEES, AND ANY OTHER FINANCIAL ASSISTANCE PROVIDED UNDER THIS SUBTITLE.

(B) THE DEPARTMENT MAY REQUIRE ANY SECURITY OR GUARANTEE FOR FINANCIAL ASSISTANCE AS IT DEEMS APPROPRIATE.