**TITLE 85, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 1B**

**NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Rules and Regulations Concerning the Enterprise Zone Act**

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**NEBRASKA ADMINISTRATIVE CODE**

**TITLE 85 NAC 1B**

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NEBRASKA ADMINISTRATIVE CODE

TITLE 85 - DEPARTMENT OF ECONOMIC DEVELOPMENT

Chapter 1B Enterprise Zone Act Rules and Regulations

The Nebraska Department of Economic Development, under authority of, and in compliance with, Sections 13-2101 through 13-2112 of the Nebraska Revised Statutes ~~Statues Cumulative Supplement, 1993~~, promulgates the following Enterprise Zone Act Rules and Regulations as prescribed, effective until revoked or amended.

001 Definitions

001.01 Economic Distress - Economic ~~d~~Distress shall mean conditions of relatively high unemployment, poverty, and declining population existing within the area of a proposed ~~enterprise zone~~ Enterprise Zone, as stated in this order of priority, from most to least significant.

001.02 Enterprise Zone - Enterprise Zone shall mean:

001.02A An area which is all of the following: (1) at least one but no more than sixteen square miles in total area; (2) composed of one or more discrete areas which have a combined total resident population of not less than two hundred fifty persons; (3) which does not include any portion of a Central Business District of a metropolitan or primary class city; and (4) which meets at least two of the following three criteria, measured by data from the Unites States Bureau of the Census: ~~An area which is at least one but no more than sixteen square miles in area, not including any portion of a metropolitan or primary class city Central Business District, which has a resident population of not less than two hundred and fifty persons, and which meets at least two of the following three criteria:~~

001.02A1 The a~~A~~verage rate of unemployment in the area, or within a ~~reasonable proximity~~ Reasonable Proximity to the area, for the most recent period for which data is available, is at least two hundred percent of the state average rate of unemployment during the same period (most significant condition); or

001.02A2 The average poverty rate of all federal census tracts or federal census block groups in the area, or within a ~~reasonable proximity~~ Reasonable Proximity to the area when the area is located within the legal boundaries of a metropolitan or primary class city exceeds twenty percent; or the average poverty rate of all federal census tracts or federal census block groups which encompass the legal boundaries of a first or second class city, village, or ~~tribal government area~~ Tribal Government Area when the area ~~is~~ located in such ~~political subdivision~~ Political Subdivision exceeds twenty percent (second most significant condition); or

001.02A3 The p~~P~~opulation in the area, or within a ~~reasonable proximity~~ Reasonable Proximity to the area, decreased by at least ten percent between the date of the most recent federal decennial census and the date of the federal decennial census immediately preceding it (third most significant condition)~~;~~.

If such area is composed of more than one discrete area, each separate area must:

001.02B1 Be located no more than five miles from other areas in the zone area, if located within a city of the metropolitan or primary class;

001.02B2 Be located within the same county, if outside the boundaries of a metropolitan or primary class city; and

001.02B3 Be located within the boundaries of the applying Political Subdivisions, if the application for zone designation is made jointly by counties or Tribal Government Areas, as provided in section 002.01A.

001.03 Reasonable Proximity - Reasonable ~~p~~Proximity shall refer to federal census tracts or federal block numbering groups which either in whole or in part are within the boundaries of the proposed ~~enterprise zone~~ Enterprise Zone.

001.04 The Act - The Act shall mean the Enterprise Zone Act.

001.05 Enterprise Zone Association - Enterprise Zone Association shall mean a seven member board whose duties are to coordinate development policies and activities within a certified and designated ~~enterprise zone~~ Enterprise Zone.

001.06 Political Subdivision - ~~A political subdivision~~ Political Subdivision shall mean~~s~~ any incorporated village, city, county or ~~tribal government area~~ Tribal Government Area.

001.07 Department - Department shall mean~~s~~ the Nebraska Department of Economic Development.

001.08 State Government Interagency Response Team – ~~The~~ State Government Interagency Response Team ~~is provided~~ shall mean a team provided by the Governor to work with ~~local governments~~ Political Subdivisions and Enterprise Zone Associations on effective ways to use new and existing resources from all levels of government to improve development capacity in ~~enterprise zone~~ Enterprise Zones and accomplish the purposes of the Enterprise Zone Act.

001.09 Census - Census shall mean federal decennial census.

001.10 Central Business District ~~(CBD)~~ – ~~The~~ Central Business District ~~(CBD)~~ shall mean an area comprised of a high concentration of office, service, financial, lodging, entertainment, and retail businesses and government facilities, and possessing a high traffic flow; or an area composed of one or more complete federal census tracts defined as central business district by the United States Bureau of Census.

001.11 Tribal Government Area - ~~A~~ Tribal Government Area shall mean (a) that portion of Knox County under the jurisdiction of the Santee Sioux Tribe, (b) that portion of Thurston County under the jurisdiction of the Omaha Tribe, or (c) that portion of Thurston County under the jurisdiction of the Winnebago Tribe.

002 Eligible Applicants

002.01 Eligible Applicants - Any city, village, county, or ~~tribal government~~ Tribal Government Area may apply for an ~~enterprise zone~~ Enterprise Zone designation for an area within such city, village, county, or ~~tribal government area~~ Tribal Government Area. A county may apply on behalf of an incorporated city, village, or ~~tribal government~~ Tribal Government Area for certification and designation as an ~~enterprise zone~~ Enterprise Zone, if consent is given by the governing body of such incorporated city, village or Tribal Government Area. Both a county and a city, village or ~~tribal government~~ Tribal Government Area shall not apply to have the same proposed area designated as an ~~enterprise zone~~ Enterprise Zone.

002.01A Joint Applications - Two or more counties, or ~~tribal governments~~ Tribal Government Areas, may jointly apply for designation of an area as an ~~enterprise zone~~ Enterprise Zone which is located on both sides of their common boundaries. If submitting a joint application, all counties and/or Tribal Government Areas jointly applying must complete the procedures in Section 003.

003 Adoption Procedures for an Enterprise Zone

003.01 Adoption Procedures for an Enterprise Zone – A county board, city council, village board, or ~~tribal government body~~ governing body of a Tribal Government Area, upon the recommendation of the mayor, county board, or tribal chairperson, may propose the creation of one or more ~~enterprise zone~~ Enterprise Zones by:

003.01A Adopting a resolution of intent to establish an ~~enterprise zone~~ Enterprise Zone or zones. The resolution shall contain a description of the boundaries of the ~~enterprise zone~~ Enterprise Zone or zones, the time and place of a hearing to be held by the city council, village board, or ~~tribal government body~~ governing body of a Tribal Government Area, a basic summary of the information to be provided to the ~~department~~ Department as specified in the Act, and such other additional information as the governing body of the proposing ~~government~~ Political Subdivision may desire;

003.01B Public Hearing - ~~Any city council, village board, county board, or tribal government~~ Any Political Subdivision proposing to create an ~~enterprise zone~~ Enterprise Zone or zones shall hold a public hearing on the question. A notice of the hearing shall be given by one publication of the resolution of intent in a newspaper of general circulation in the city, village, county, or ~~tribal government area~~ Tribal Government Area at least ten days prior to the hearing; and

003.01C Vote - The governing body of the Political Subdivision ~~city council, village board, county board, or tribal government body~~, upon conducting a public hearing, may vote to make a formal application to the ~~department~~ Department for the creation of an ~~enterprise zone~~ Enterprise Zone or zones, and take any additional appropriate action with regard to the creation of such zone or zones.

004 Content of Enterprise Zone Application

004.01 An application for ~~department~~ Department designation of an ~~enterprise zone~~ Enterprise Zone shall contain at least the following:

004.01A A description of the geographic location of, and a map depicting, the proposed zone;

004.01B Documentation that the area of the proposed ~~enterprise zone~~ Enterprise Zone represents the area with the greatest level of ~~economic distress~~ Economic Distress within the boundaries of the applying ~~political subdivision~~ Political Subdivision;

004.01C ~~An Enterprise Zone Development Plan to include~~ A development plan for the proposed Enterprise Zone that includes goals and objectives, and descriptions of current and prospective actions to encourage private investment in the area, including (a) job training to be provided to new and existing businesses in the zone, and to unemployed and displaced worker residents; (b) provision of technical assistance to businesses in the zone, such as management training, marketing assistance, engineering or technology assistance, and business plan preparation; (c) efforts to be made to assure the safety of businesses and employees in the zone; (d) efforts to be made to market the zone to new and existing businesses as an appropriate place for location or expansion; (e) infrastructure investments to be made which stimulate economic development; and (f) organizational structures to be created and processes to be undertaken which will stimulate economic development;

004.01D A plan to insure that resources are available to assist residents of the area with self-help development;

004.01E A description of any projected positive or negative effects of designation

of the area as an ~~enterprise zone~~ Enterprise Zone, including;

004.01E1 Current status of the proposed ~~enterprise zone~~ Enterprise Zone relative to the qualifying ~~economic distress~~ Economic Distress criteria, and a plan to monitor changes in the status of these same criteria from the time of designation of the area as an ~~enterprise zone~~ Enterprise Zone to the first evaluation reporting period specified in section 007;

004.01E2 Current status of economic activity in the area, including the number and type of business enterprises within the proposed zone, and a plan to monitor the number and type of new business enterprises which locate within the ~~enterprise zone~~ Enterprise Zone ~~and the amount of investment made in the enterprise zone by all taxpayers claiming credits~~; and

004.01E3 The level of employment in the area, and a plan to monitor changes in the level of employment in the ~~enterprise zone~~ Enterprise Zone ~~including the number of jobs created in each enterprise zone by all taxpayers claiming credits for employees residing within the enterprise zone, and the average wages on an hourly basis or the average annual salary of new jobs created by all taxpayers claiming credits;~~.

004.01F A plan to provide assistance to persons or businesses displaced as a result of zone activity;

004.01G Documentation of the commitment of city or any other local ~~political subdivision~~ Political Subdivision revenue, or private nongovernmental funds, or any other nonstate governmental funds for expenditure in the proposed ~~enterprise zone~~ Enterprise Zone to directly or indirectly assist or enable businesses to locate or expand existing operations within the area of the proposed ~~enterprise zone~~ Enterprise Zone during the first three years of its existence, if it is designated an ~~enterprise zone~~ Enterprise Zone by the ~~department~~ Department. No application for ~~enterprise zone~~ Enterprise Zone designation from a metropolitan, primary, or first class city shall be approved until commitments at the level designated in subsections 004.01G1 and 004.01G2 have been documented to the ~~department~~ Department. If a county is making an application for designation of an area located in whole, or in part, within the boundaries of a metropolitan, primary, or first class city, the county shall provide documentation of the commitment of funds for expenditure in the proposed ~~enterprise zone~~ Enterprise Zone as provided in this section as if the application were being made by the city. Documented commitments from all permitted sources shall be:

004.01G1 Not less than five hundred thousand dollars for metropolitan, and primary class cities;

004.01G2 Not less than one hundred thousand dollars for first class cities; and

004.01G3 ~~consistent~~ Consistent with local government capabilities to raise additional funds from local sources and shall reflect the applicant's commitment to the proposed ~~enterprise zone~~ Enterprise Zone for counties, ~~tribal governments~~Tribal Government Areas, second class cities, and villages~~;~~.

004.01H Documentation that the procedural requirements for ~~enterprise zone~~ Enterprise Zone applicants as described in section 003 are completed;

004.01I A description of any actions to be taken with regard to the removal, reduction, or simplification of any resolutions, regulations, ordinances, fees, or other items pursuant to the authority granted in subsection 005.04.

005 Enterprise Zone Association

005.01 Creation of an Enterprise Zone Association – An ~~enterprise zone association~~ Enterprise Zone Association shall be created within each ~~enterprise zone~~ Enterprise Zone upon the decision to formally apply for ~~enterprise zone~~ Enterprise Zone designation. Such ~~enterprise zone association~~ Enterprise Zone Association shall be governed by an Enterprise Zone Association board which shall consist of seven members to be appointed by the mayor of the city or village with the approval of the city council or village board, or by the county board or ~~tribal~~ Tribal Government Area chairperson.

005.02 Composition of Enterprise Zone Association - Individuals chosen to serve as members of the Enterprise Zone Association board shall include property owners, residents, business operators, and users of space within the area of the ~~enterprise zone~~ Enterprise Zone as well as individuals representing groups or organizations with an interest in furthering the purposes and goals of the ~~enterprise zone~~ Enterprise Zone. The Enterprise Zone Association shall select its own officers and may exercise such other additional powers and authority as may be granted it by the ~~department~~ Department or the city, village, county or ~~tribal government~~ Tribal Government Area. The presence of at least four members of the Enterprise Zone Association board shall be necessary to transact any business. The city council or village board, county board or ~~tribal government~~ Tribal Government Area governing body shall:

005.02A Determine the length of terms on the Enterprise Zone Association board;

005.02B Determine the process for filling vacancies. The process for filling vacancies shall be in the same manner as initial appointments, and such members shall serve for the balance of the unexpired terms; and

005.02C Allow Enterprise Zone Association board members to serve more than one term.

005.03 Duties of an Enterprise Zone Association – An ~~enterprise zone association~~ Enterprise Zone Association ~~with department designation~~ shall:

005.03A Approve the application to be submitted by the ~~political subdivision~~ Political Subdivision to the ~~department~~ Department for ~~enterprise zone~~ Enterprise Zone designation;

005.03B Promote the ~~enterprise zone~~ Enterprise Zone to outside groups and individuals;

005.03C Establish a formal line of communication with residents and businesses in the ~~enterprise zone~~ Enterprise Zone;

005.03D Act as a liaison between residents, businesses, and the city, village, county or ~~tribal authority~~ Tribal Government Area for any development activity that may affect the ~~enterprise zone~~ Enterprise Zone or zone residents. The ~~enterprise zone association~~ Enterprise Zone Association may:

005.03D1 Initiate and coordinate any community development activities that aid in the employment of ~~enterprise zone~~ Enterprise Zone residents, improve the physical environment, or encourage the turnover or retention of capital in the ~~enterprise zone~~ Enterprise Zone. Such additional activities may include recommendations to the city, village, county, ~~tribal government~~ Tribal Government Area, or ~~department~~ Department;

005.03D2 Make recommendations to the city, village, county, ~~tribal government~~ Tribal Government Area, state agency, or other ~~political subdivision~~ Political Subdivision for the establishment of a plan or plans for public improvements or programs; ~~and~~

005.03D3 Make recommendations to the city, village, county, ~~tribal government~~ Tribal Government Area, state agency or other ~~political subdivision~~ Political Subdivision to remove, reduce, or simplify, in whole or in part, the provisions of any resolution, regulation, or ordinance relating to fees or administrative or procedural requirements as they relate to ~~enterprise zone~~ Enterprise Zone entities or persons within the boundaries of ~~an enterprise zone~~ the Enterprise Zone; and

005.03D4 Interact, as needed, with the State Government Interagency Response Team on effective ways to use new and existing resources from all levels of government to improve development capacity and accomplish the purposes of the Act.

005.04 Administrative Procedure Alteration - In order to accomplish the purposes of the Enterprise Zone Act, any ~~political subdivision~~ Political Subdivision may remove, reduce, or simplify, in whole or in part, the provisions of any resolution, regulation, or ordinance relating to fees or administrative or procedural requirements as they relate to ~~enterprise zone~~ Enterprise Zones or entities or persons within the boundaries of an ~~enterprise zone~~ Enterprise Zone, except that such removal, reduction, or simplification shall not occur if the ~~political subdivision~~ Political Subdivision finds that the proposed action would endanger the health or safety of the public.

005.05 Term and Designation of an Enterprise Zone – An area designated as an ~~enterprise zone~~ Enterprise Zone by the ~~department~~ Department shall retain such designation for a period of ten years from the date of such designation.

~~005.05A All enterprise zones designated as such within a single county shall not exceed a total of sixteen square miles in area.~~

~~005.05B If an enterprise zones is composed of more than one discrete area, each area shall:~~

~~005.05B1 Meet the eligibility criteria established in subsection 001.02;~~

~~005.05B2 Be no more than five miles from another area if the zone is located within a metropolitan, or primary class city;~~

~~005.05B3 Be located within the same county if the zone is located outside the boundaries of a metropolitan, or primary class city;~~

~~005.05B4 Be located within the boundaries of the applying political subdivision if the application is made jointly by counties, or tribal governments.~~

005.06 Termination of an Enterprise Zone Association - If an applicant for designation of an ~~enterprise zone~~ Enterprise Zone does not receive such designation sixty days following the close of the application period~~s~~ specified in Section 006, the Enterprise Zone Association shall be dissolved. Following the date which ~~local subdivision~~ reports are due to be received as specified in Section 007~~, and prior to the commencement of the next following legislative session as described in subsection 007.01~~, the ~~department~~ Department may recommend termination of any Enterprise Zone Association, or replacement of board members, which does not fully and completely comport with the provisions of subsection 005.03.

006 Departmental Review and Designation

006.01 Departmental Review and Designation – The ~~department~~ Department shall, for a period of one hundred and ~~twenty~~ eighty days following the formal adoption of Rules and Regulations, accept formal applications for the designation of ~~enterprise zone~~ Enterprise Zones. Within sixty days after the end of such application period, the ~~department~~ Department may designate not more than ~~two~~ five areas as ~~enterprise zone~~ Enterprise Zones based on the eligible applications it has received during that application period. Of the Enterprise Zones designated, no more than one shall be located inside the boundaries of a city of the metropolitan class, and no more than one shall be located inside the boundaries of a city of the primary class, and all Enterprise Zones located within a single county shall not exceed a total of sixteen square miles in area. ~~For a period of one hundred eighty days following April 1 next immediately following the end of the application specified in this subsection, the department shall accept formal applications for the designation of enterprise zones. Within sixty days after the end of such application period, the department my designate additional areas as enterprise zones based on the eligible applications it has received during that application period, subject to the restriction that not more than five enterprise zones be designated during the two application periods, and that at least three of the five authorized enterprise zones be located outside the boundaries of metropolitan and primary class cities.~~ Each area designated as an ~~enterprise zone~~ Enterprise Zone following ~~each of~~ the ~~two~~ application period~~s~~ shall meet all eligibility criteria as described in subsection 001.02. At the end of any application period, the ~~department~~ Department may reject from consideration any application which does not fully and completely comport with the provisions of section 004. In choosing among competing applications, the ~~department~~ Department shall consider the levels of ~~economic distress~~ Economic Distress existing within the applicant's proposed zone area and the contents of the applicant's formal ~~enterprise zone~~ Enterprise Zone application.

007 Enterprise Zone Evaluation Reports

007.01 Local Subdivision Responsibility - The original applying ~~political subdivision~~ Political Subdivision or Enterprise Zone Association shall compile and file with the ~~department~~ Department an annual report on the status of the ~~enterprise zone~~ Enterprise Zone within one hundred twenty days of the end of ~~the third~~ each calendar year following designation of the area as an ~~enterprise zone~~ Enterprise Zone ~~and at the end of each two-year period thereafter~~. Prior to filing such report, it shall be reviewed by the Enterprise Zone Association board and comments and recommendations of the Enterprise Zone Association board shall be attached to the report for submission to the Department. ~~the applying political subdivision shall provide copies of the report to its Enterprise Zone Association which shall attach thereto such comments or additional information or recommendations as it deems appropriate~~. The report shall include detailed descriptions of all of the following as applicable to the calendar year, or portion thereof, covered by the report:

007.01A The c~~C~~urrent status of the ~~enterprise zone~~ Enterprise Zone relative to the qualifying ~~economic distress~~ Economic Distress criteria, and changes in the status of these same criteria from the time of designation of the area as an ~~enterprise zone~~ Enterprise Zone;

007.01B The c~~C~~urrent status of economic activity in the ~~enterprise zone~~ Enterprise Zone, including: but not limited to the number and type of new business enterprises which have located within the Enterprise Zone;

~~007.01B1 The number and type of new business enterprises which have located within the enterprise zone and the amount of investment made in the enterprise zone by all taxpayers claiming credits;~~

~~007.01B2 The level of employment in the enterprise zone, including the number of jobs created in each enterprise zone by all taxpayers claiming credits for employees residing within the enterprise zone, and the average wages on an hourly basis or the average annual salary of new jobs created by all taxpayers claiming credits;~~

007.01C The current status of local efforts to achieve the objectives of the Enterprise Zone Development Plan outlined in the original application;

007.01D The current s~~S~~tatus of local efforts to comply with commitments made under subsection 004.0lG;

007.01E The current s~~S~~tatus of the membership and activities of the Enterprise Zone Association; and

007.01F Such other items as the ~~department~~ Department shall request to enable it to assess the current status of the ~~enterprise zone~~ Enterprise Zone and to make appropriate recommendations to the Legislature in reference to the ~~enterprise zone~~ Enterprise Zone program as set out in the Act.

~~007.02 Department Responsibility - The department shall file copies of the reports received from the original applying subdivisions in compliance with subsection 007.01 with the Clerk of the Legislature along with comments or recommendations it may have with regard to the Act prior to the commencement of the legislative session immediately following the date which local subdivision reports are due to be received as described in subsection 007.01.~~

~~008 Enterprise Zone Tax Incentives~~

~~008.01 Enterprise Zone Tax Incentives - Any business that qualifies for benefits under the Employment Expansion and Investment Incentive Act, Nebraska Revised Statutes sections 77-27,187 to 77-27,196, may elect to receive either:~~

~~008.01A An increased credit against taxes if~~~~it is located within the boundaries of a designated enterprise zone and it hires new employees who reside within the enterprise zone.~~

~~008.01A1 If at least fifty percent of the new employees of the taxpayer reside within the boundaries of the enterprise zone, the credits for investment and employees are tripled.~~

~~008.01A2 If less than fifty percent of the new employees of the taxpayer reside within the boundaries of the enterprise zone, only the credits for employees who reside within the zone are tripled.~~

~~008.01A3 The maximum credit that may be earned under this subsection is seventy-five thousand dollars.~~

~~008.01A4 Taxpayers claiming credit under the provisions of the Enterprise Zone Act must maintain records of employee residency within the boundaries of the enterprise zone; and,~~

~~008.01A5 Taxpayers claiming credit under the provisions of Enterprise Zone Act must maintain records of the average wage on an hourly basis, or the average annual salary of employees in an enterprise zone.~~

~~008.01B The credits that are otherwise allowable under the Employment Expansion and Investment Incentive Act.~~

~~009 Qualification criteria for Businesses Claiming Enterprise Zone Tax Incentives~~

~~009.01 Qualification Criteria - In an enterprise zone designated pursuant to the Enterprise Zone Act, that is not located within the boundaries of a city of the metropolitan or primary class, a qualifying business shall also mean any individual, or association of individuals (a) licensed pursuant to the Uniform Licensing Law to practice medicine and surgery, or osteopathic medicine and surgery, (b) who practice from an office located within the zone and (c) whose area of practice is in the primary care areas of family medicine, general pediatrics, general surgery, or obstetrics and gynecology~~

~~009.01A A business that qualifies under subsection 009.01 may receive the benefits under either subsection 008.0lA or 008.0lB of this regulation.~~

~~010 Enterprise Zone Funding and Assistance~~

~~010.01 Enterprise Zone Funding - The Legislature shall encourage the targeting of funds from federal programs, including Community Development Block Grants, Job Training Partnerships Act, Community Development services Block Grants, federal highway funds, or other federal funds received by the state for designated enterprise zones.~~

~~010.02 Enterprise Zone Technical and Managerial Assistance - Local governments shall be encouraged to use federal funds to provide assistance to business activities in enterprise zones and to seek designation of appropriate areas as community development areas under the Community Development Assistance Act.~~

~~011 Non-discrimination - In order to participate in the Enterprise Zone program, the applicant, business firm, development corporation shall comply with the following requirements:~~

~~011.01 They will not discriminate against any employee or an applicant for employment as result of their participation with the enterprise zone program because of race, sex, creed, color, age, or national origin.~~

~~011.02 They will take affirmative action to ensure that applicants are employed, and. that employees are treated during employment without regard to their race, age, sex, creed, color, or national origin. Such action shall include, but not be limited to, employment upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates~~

~~of pay or other forms of compensation; and selection for training including apprenticeship.~~

~~011.03 They will agree to post in conspicuous places available to employees and applicants for employment, notices setting forth provisions of this section.~~

~~011.04 In all solicitations or advertisements for employees placed by or on behalf of the business firm, it shall be stated that all qualified applicants will receive consideration for employment without regard to race, sex, creed, color, or national origin.~~

~~011.05 They will send to each labor union or representative of workers with which he or she has a collective bargaining agreement or other contract of understanding a notice advising such labor union or worker's representative of the business firm's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.~~

~~011.06 In the event of the applicant, business firm, or development corporation's noncompliance with the provisions of this section or any of the rules, regulations or orders relating to this section, the program or project may be canceled, terminated or suspended in whole or in part and the benefits of participating in the Enterprise Zone program-may be rescinded.~~