

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1133

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H1133-AMC-115 [v.2]

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Comm. Sub. [YES]
Amends Title [NO]
Second Edition

Date _____, 2014

Representative Hager

1 moves to amend the bill on page 46, line 42, by rewriting the line to read:

2 "SECTION 57.2.(a) G.S. 143B-437.012 reads as rewritten:

3 "**§ 143B-437.012. Job Maintenance and Capital Development Fund.**

4 ...
5 (d) Eligibility. – A business is eligible for consideration for a grant under this section if
6 it satisfies the conditions of either subdivision (1) or (2) of this subsection and satisfies ~~the~~
7 ~~conditions of both subdivisions (3) and subdivision (4) of this subsection:~~

8 (1) The business is a major employer. A business is a major employer if the
9 business meets the following requirements:

10 a. The Department certifies that the business has invested or intends to
11 invest at least two hundred million dollars (\$200,000,000) of private
12 funds in improvements to real property and additions to tangible
13 personal property in the project within a six-year period beginning
14 with the time the investment commences.

15 b. The business employs at least 2,000 full-time employees or
16 equivalent full-time contract employees at the project that is the
17 subject of the grant at the time the application is made, and the
18 business agrees to maintain at least 2,000 full-time employees or
19 equivalent full-time contract employees at the project for the full
20 term of the grant agreement.

21 c. The project is located in a development tier one area at the time the
22 business applies for a grant.

23 (2) The business is a large manufacturing employer. A business is a large
24 manufacturing employer if the business meets the following requirements:

25 a. The business is in manufacturing, as defined in G.S. 143B-437.01,
26 and is converting its manufacturing process to change the product it
27 ~~manufactures~~ manufactures or is investing in its manufacturing
28 process by enhancing pollution controls or transitioning the
29 manufacturing process from using coal to using natural gas for the
30 purpose of becoming more energy efficient or reducing emissions.

31 b. The Department certifies that the business has invested or intends to
32 invest at least ~~sixty-five~~ fifty million dollars



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1 (~~\$65,000,000~~)(\$50,000,000) of private funds in improvements to real
2 property and additions to tangible personal property in the project
3 within a ~~three-year~~five-year period beginning with the time the
4 investment commences.

5 c. The business meets one of the following employment requirements:

6 1. If in a development tier one area, the business employs at
7 least 320 full-time employees at the project that is the subject
8 of the grant at the time the application is made, and the
9 business agrees to maintain at least 320 full-time employees
10 at the project for the full term of the grant.

11 2. If in a development tier two area with a population of less
12 than 60,000 as of July 1, 2013, the business employs at least
13 800 full-time employees or equivalent full-time contract
14 employees at the project that is the subject of the grant at the
15 time the application is made, and the business agrees to
16 maintain at least 800 full-time employees or equivalent
17 full-time contract employees at the project for the full term of
18 the grant.

19 (3) ~~The project is located in a development tier one area at the time the business~~
20 ~~applies for a grant.~~

21 (4) All newly hired employees of the business must be citizens of the United
22 ~~States, States~~ or have proper identification and documentation of their
23 authorization to reside and work in the United States.

24 ...

25 (n) Limitations. – The Department may enter into no more than five agreements under
26 this section. The total aggregate cost of all agreements entered into under this section may not
27 exceed ~~sixty-nine million dollars (\$69,000,000)~~seventy-nine million dollars (\$79,000,000).
28 The total annual cost of an agreement entered into under this section may not exceed six
29 million dollars (\$6,000,000)."

30 **SECTION 57.2.(b)** This section becomes effective July 1, 2014."
31

SIGNED _____

Amendment Sponsor

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and vote information, is available in the
House Principal Clerk's Office**