

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 770

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

H770-ARI-23 [v.1]

Page 1 of 2

Amends Title [YES]
Second Edition

Date _____, 2017

Representative K. Hall

1 moves to amend the bill on page 1, line 4,
2 by rewriting that line to read:

3
4 "ACT, AND TO AMEND A 2016 BUDGET PROVISION ADDRESSING FUNDS
5 APPROPRIATED TO THE ENVIRONMENTAL QUALITY INCENTIVES
6 PROGRAM.";

7
8 and on page 1, line 6,
9 by rewriting that line to read:

10
11 "SECTION 1.(a) The Environmental Management Commission shall adopt temporary";

12
13 and on page 1, line 10,
14 by rewriting that line to read:

15
16 "SECTION 1.(b) The Commission shall report regarding the status of the rule making";

17
18 and on page 1, lines 13 and 14,
19 by inserting between those lines:

20
21 "SECTION 2.(a) Section 37.2(e) of S.L. 2016-94 reads as rewritten:

22 "SECTION 37.2.(e) Notwithstanding any provision of law to the contrary, funds
23 appropriated for a water resources development project shall be used to provide no more than
24 fifty percent (50%) of the nonfederal portion of funds for the project. This subsection applies to
25 funds appropriated in this act and to funds appropriated prior to the 2015-2017 fiscal biennium
26 that are unencumbered and proposed for reallocation to provide the nonfederal portion of funds
27 for water resources development projects. The limitation on fund usage contained in this
28 subsection applies only to projects in which a local government or local governments
29 participate. This subsection shall not apply to, and there shall be no local match required for,
30 any of the following, notwithstanding any other provision of law:

31 (1) The Environmental Quality Incentives Program. Furthermore, Section
32 36.3(e) of S.L. 2013-360, Section 36.2(e) of S.L. 2014-100, and Section



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1 31.3(e) of S.L. 2015-241 shall not apply to funds made available as part of
2 the Environmental Quality Incentives Program in any fiscal year. Any
3 remaining balance of funds appropriated prior to the 2015-2017 fiscal
4 biennium for Environmental Quality Incentives Program projects shall be
5 paid out as a pass-through grant for the amount requested in the project
6 application, except that the Secretary may retain ten percent (10%) of the
7 state share of funding until the Natural Resources Conservation Service of
8 the United States Department of Agriculture has provided a final practice
9 approval for the project.

10"

11 **SECTION 2.(b)** G.S. 143-215.72 is amended by adding a new subdivision to read:

12 "(b) When the Secretary issues new and revised policies for review of grant
13 applications and disbursement of funds granted under this section, those
14 policies shall not apply to a project already approved for funding unless the
15 project applicant agrees to the policy change. For purposes of this
16 subsection, a project is approved for funding when the Department has
17 entered into a contract or other binding agreement to provide any portion of
18 the State funding for the project."

19
SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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