

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 792

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

H792-AMC-55 [v.1]

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Amends Title [YES]
Third Edition

Date _____, 2022

Senator David Crow

- 1 moves to amend the bill on page 1, line 2, by inserting before the period the following language
- 2 to read: "AND TO MAKE OTHER CHANGES";
- 3
- 4 and on page 24, lines 40 and 47, by deleting "2023," and substituting "2024,";
- 5
- 6 and on page 25, lines 27, 33, and 35, by deleting "2021," and substituting "2022,";
- 7
- 8 and on page 25, line 38, by deleting "2021," and substituting "2022,";
- 9
- 10 and on page 25, line 38, by deleting "2022." and substituting "2023.";
- 11
- 12 and on page 25, lines 41, by deleting "2022," and substituting "2023,";
- 13
- 14 and on page 25, lines 40-41, by inserting between the lines the following language to read:
- 15 **"PART III. OTHER CHANGES.**
- 16 **"SECTION 5.1.(a) G.S. 143B-437.56A reads as rewritten:**
- 17 **"§ 143B-437.56A. Multilocation projects.**
- 18 (a) General Rule. – Except as provided in subsection (b) of this section, if a project will
- 19 be located in more than one development tier area, the location with the highest area designation
- 20 determines the standards applicable under this Part to the project.
- 21 (b) Incipient Enhancement. – For purposes of G.S. 143B-437.56(d), if a project will be
- 22 located in more than one development tier area, the location with the lowest area designation
- 23 determines the percentage of the annual grant approved for disbursement payable to the Utility
- 24 Account pursuant to G.S. 143B-437.61 if (i) the project will have at least one location in a
- 25 development tier three area, (ii) the project will have at least one location in a development tier
- 26 one or two area, and (iii) at least sixty-six percent (66%) of the number of eligible positions
- 27 created or the total benefits of the project to the State, as calculated pursuant to
- 28 G.S. 143B-437.52, or both are located in the lowest area designation.
- 29 (c) Coincident Bonus. – The annual grant approved for disbursement payable to a
- 30 business meeting all of the requirements of this subsection shall be increased by twenty percent
- 31 (20%). The amount of increase allowed pursuant to this subsection shall not be included for



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1 purposes of calculating the award limitations provided in G.S. 143B-437.52 and
2 G.S. 143B-437.56(e). The requirements for the increase allowed in this section are the following:

3 (1) The business was awarded the grant for locating a company headquarters, as
4 defined in G.S. 143B-437.01.

5 (2) The business announces during the base period the relocation from another
6 state to a development tier one or two area a manufacturing operation of (i)
7 the business or (ii) a business that controls, is controlled by, or is under
8 common control with the business.

9 (3) The relocation will result in the business creating a number of positions to be
10 filled by new full-time employees in this State (i) equal to or greater than the
11 applicable minimum number of jobs set forth for the location in
12 G.S. 143B-437.53(a) and (ii) with withholdings equal to or greater than the
13 amount of the bonus allowed under this subsection. The positions required by
14 this subdivision must qualify as eligible positions under the agreement but for
15 the requirement of being filled during the base period.

16 (4) The number of positions required in subdivision (3) of this subsection are
17 filled for the year in which the annual grant is increased."

18 **SECTION 5.1.(b)** G.S. 143B-437.56 reads as rewritten:

19 **"§ 143B-437.56. Calculation of ~~minimum and maximum grants~~; factors considered.**

20 (a) Subject to the provisions of subsections (a1) and (d) of this section, the amount of the
21 grant awarded in each case shall be a percentage of the withholdings of eligible positions for a
22 period of years. The percentage shall be no more than eighty percent (80%) for a development
23 tier one area and no more than seventy-five percent (75%) for any other area. ~~If the project will~~
24 ~~be located in more than one area designation, the location with the highest area designation~~
25 ~~determines the maximum percentage to be used.~~ The percentage used to determine the amount
26 of the grant shall be based on criteria developed by the Committee, in consultation with the
27 Attorney General, after considering at least the following:

28"

29 **SECTION 5.2.(a)** If House Bill 252, 2021 Regular Session, becomes law, then
30 subsection (c) of Section 7 of that act reads as rewritten:

31 **"SECTION 7.(c)** This section is effective when it becomes law. ~~For vacancies occurring~~
32 ~~after the close of the filing period on March 4, 2022, and before September 9, 2022, the provisions~~
33 ~~in G.S. 7A-142(d)(2), as enacted by this section, shall apply and applies to vacancies occurring~~
34 ~~on or after that date."~~

35 **SECTION 5.2.(b)** This section is effective when it becomes law.";

36
37 and by renumbering the remaining section to Section 6.

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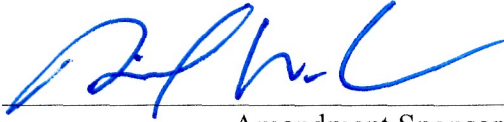
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SIGNED



Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

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and vote information, is available in the
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