

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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SENATE BILL 1062*

Short Title: Extend and Expand JDIG. (Public)

Sponsors: Senators Hartsell, Kerr, Albertson, Apodaca, Bingham, Dalton, Dannelly,
Garrou, Jenkins, Queen, Sloan, and Weinstein.

Referred to: Finance.

May 13, 2004

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE SUNSET ON THE JOB DEVELOPMENT
INVESTMENT GRANT PROGRAM AND TO ALLOW THE ECONOMIC
INVESTMENT COMMITTEE TO ENTER INTO MORE AGREEMENTS
UNDER THE PROGRAM AND TO COMMIT MORE FUNDS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S 143B-437.62 reads as rewritten:

"§ 143B-437.62. ~~Authority.~~Sunset.

The authority of the Committee to enter into new agreements ~~begins January 1,~~
~~2003, and expires January 1, 2005-2009.~~"

SECTION 2. G.S. 143B-437.52 reads as rewritten:

"§ 143B-437.52. **Job Development Investment Grant Program.**

(a) Program. – There is established the Job Development Investment Grant Program to be administered by the Economic Investment Committee. In order to foster job creation and investment in the economy of this State, the Committee may enter into negotiated agreements with businesses to provide grants in accordance with the provisions of this Part. The Committee, in consultation with the Attorney General, shall develop criteria to be used in determining whether the conditions of this section are satisfied and whether the project described in the application is otherwise consistent with the purposes of this Part. Before entering into an agreement, the Committee must find that all the following conditions are met:

(1) The project proposed by the business will create, during the term of the agreement, a net increase in employment in this State by the business.

(2) The project will benefit the people of this State by increasing opportunities for employment and by strengthening this State's economy by, for example, providing worker training opportunities, constructing and enhancing critical infrastructure, increasing

1 development in strategically important industries, or increasing the
2 State and local tax base.

3 (3) The project is consistent with economic development goals for the
4 State and for the area where it will be located.

5 (4) A grant under this Part is necessary for the completion of the project in
6 this State.

7 (5) The total benefits of the project to the State outweigh its costs and
8 render the grant appropriate for the project.

9 (b) Cap. – The maximum number of agreements the Committee may enter into
10 each calendar year is ~~15~~25.

11 (c) Ceiling. – The maximum amount of total annual liability for grants for
12 agreements entered into in any single calendar year may not exceed ~~ten~~eighteen million
13 dollars ~~(\$10,000,000)~~(\$18,000,000). No agreement may be entered into that, when
14 considered together with other existing agreements entered into during that calendar
15 year, could cause the State's potential total annual liability for grants entered into in that
16 calendar year to exceed this amount.

17 (d) Measuring Employment. – For the purposes of subdivision (a)(1) of this
18 section and G.S. 143B-437.57(a)(11), the Committee may designate that the increase or
19 maintenance of employment is measured at the level of a division or another operating
20 unit of a business, rather than at the business level, if both of the following conditions
21 are met:

22 (1) The Committee makes an explicit finding that the designation is
23 necessary to secure the project in this State.

24 (2) The designation contains terms to ensure that the business does not
25 create eligible positions by transferring or shifting to the project
26 existing positions from another project of the business or a related
27 entity of the business."

28 **SECTION 3.** This act becomes effective January 1, 2004, and applies to
29 agreements entered into after that date.