



1 Committee created in Part 2F of this Article. In order to foster job creation and  
2 investment in the economy of this State, the Committee may enter into negotiated  
3 agreements with businesses to provide grants in accordance with the provisions of this  
4 Part. The Committee, in consultation with the Attorney General, must develop criteria  
5 to be used in determining whether the conditions of this Part are satisfied and whether  
6 the project described in the application is otherwise consistent with the purposes of this  
7 Part. The purpose of this Part is to provide a more effective and efficient replacement  
8 for the tax credit incentives repealed effective January 1, 2004. The replacement must  
9 be targeted to the areas of the State most in need of incentives, as determined by the  
10 Committee. Before entering into an agreement, the Committee must find that all the  
11 following conditions are met:

- 12 (1) The location or expansion the business will create net new jobs and  
13 increase the size of the economic pie on a national basis.
- 14 (2) The proposed project will directly benefit and create opportunities in  
15 an area of the State that the Committee identifies as experiencing high  
16 unemployment, severe job losses, persistent blight, or other economic  
17 problems as compared to other areas of the State.
- 18 (3) The grant under this Part is justifiable on an absolute basis and is not  
19 justified solely on the basis of competition with other states for the  
20 project.
- 21 (4) The total benefits of the project to the State outweigh its costs and  
22 render the grant appropriate for the project."

23 **SECTION 3.(a)** Grants from the One North Carolina - Industrial  
24 Recruitment Competitive Fund may be made only after the Department of Commerce  
25 has developed and implemented a performance management information system that  
26 includes at least the following elements:

- 27 (1) Establishing goals of the program.
- 28 (2) Outlining each stage of the procedure for carrying out the goals of the  
29 program.
- 30 (3) Identifying all information necessary for decision making at each stage  
31 to achieve the program goals.
- 32 (4) Developing methods to collect and process comprehensive data to  
33 provide relevant, accurate information on a timely basis and in a  
34 useable form.
- 35 (5) Establishing performance measures for predictive assessment and  
36 postdecision review.
- 37 (6) Setting a schedule for periodically measuring, analyzing, and reporting  
38 performance of the program.

39 **SECTION 3.(b)** The Department of Commerce must report the following  
40 information regarding the One North Carolina - Industrial Recruitment Competitive  
41 Fund by the 15th day of each month to the Speaker of the House of Representatives, the  
42 President Pro Tempore of the Senate, and the chairs of the House and Senate  
43 Committees on Finance and on Appropriations:

1 (1) Each project under consideration during the preceding month for a  
2 grant, including name and address of the business, type and location of  
3 the project, projected new jobs and investment, and other factors  
4 qualifying the project for consideration.

5 (2) Each grant made during the preceding month, including name and  
6 address of the business, type and location of the project, projected new  
7 jobs and investment, other factors qualifying the project for a grant, the  
8 amount of the grant, and any conditions or clawbacks attached to the  
9 grant.

10 **SECTION 4.** G.S. 143B-437.52 is amended by adding a new subsection to  
11 read:

12 "(d) Performance Management Information System. – Before entering into an  
13 agreement under this Part, the Committee must develop and implement a performance  
14 management information system that includes at least the following elements:

15 (1) Establishing goals of the program.

16 (2) Outlining each stage of the procedure for carrying out the goals of the  
17 program.

18 (3) Identifying all information necessary for decision making at each stage  
19 to achieve the program goals.

20 (4) Developing methods to collect and process comprehensive data to  
21 provide relevant, accurate information on a timely basis and in a  
22 useable form.

23 (5) Establishing performance measures for predictive assessment and post  
24 decision review.

25 (6) Setting a schedule for periodically measuring, analyzing, and reporting  
26 performance of the program."

27 **SECTION 5.** G.S. 143B-437.55 is amended by adding a new subsection to  
28 read:

29 "(d1) Monthly Reports. – The Committee shall report the following information by  
30 the 15th day of each month to the Speaker of the House of Representatives, the  
31 President Pro Tempore of the Senate, and the chairs of the House and Senate  
32 Committees on Finance and on Appropriations:

33 (1) Each project under consideration during the preceding month for a  
34 grant, including name and address of the business, type and location of  
35 the project, projected new jobs and investment, and other factors  
36 qualifying the project for consideration.

37 (2) Each grant offer made during the preceding month, including the  
38 information described in subsection (d) of this section.

39 (3) Detailed minutes of all meetings held in executive session during the  
40 preceding month."

41 **SECTION 6.** This act becomes effective October 1, 2003.