

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**SENATE BILL 1063\***

Short Title: Eliminate IRB Wage Standard. (Public)

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

Referred to: Finance.

May 13, 2004

A BILL TO BE ENTITLED  
AN ACT TO ELIMINATE THE WAGE STANDARD FOR INDUSTRIAL  
REVENUE BONDS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 159C-7(b) reads as rewritten:

"(b) Findings. – The Secretary shall not approve any proposed industrial project or pollution control project unless the Secretary makes all of the following, applicable findings:

- (1) In the case of a proposed industrial project,
  - a. ~~That the operator of the proposed project pays, or has agreed to pay thereafter, an average weekly manufacturing wage that (i) is above the average weekly manufacturing wage paid in the county, or (ii) is not less than ten percent (10%) above the average weekly manufacturing wage paid in the State, and~~
  - b. ~~That~~ that the proposed project will not have a materially adverse effect on the environment.
- (2) In the case of a proposed pollution control project, that the project will have a materially favorable impact on the environment or will prevent or diminish materially the impact of pollution which would otherwise occur.
- (2a) In the case of a hazardous waste facility or low-level radioactive waste facility that is used as a reduction, recovery or recycling facility, that such project will further the waste management goals of North Carolina and will not have an adverse effect upon public health or a significant adverse effect on the environment.
- (3) In the case of an industrial project or a pollution control project, except a pollution control project for a public utility,

- 1 a. That the jobs to be generated or saved, directly or indirectly, by  
2 the proposed project will be large enough in number to have a  
3 measurable impact on the area immediately surrounding the  
4 proposed project and will be commensurate with the size and  
5 cost of the proposed project,  
6 b. That the proposed operator of the proposed project has  
7 demonstrated or can demonstrate the capability to operate the  
8 project, and  
9 c. That the financing of the project by the authority will not cause  
10 or result in the abandonment of an existing industrial or  
11 manufacturing facility of the proposed operator or an affiliate  
12 elsewhere within the State unless the facility is to be abandoned  
13 because of obsolescence, lack of available labor in the area, or  
14 site limitations."

15 **SECTION 2.** G.S. 159D-7(b) reads as rewritten:

16 "(b) Findings. – The Secretary shall not approve any proposed project unless the  
17 Secretary makes all of the following, applicable findings:

- 18 (1) In the case of a proposed industrial project,  
19 a. ~~That the operator of the proposed project pays, or has agreed to~~  
20 ~~pay thereafter, an average weekly manufacturing wage that (i)~~  
21 ~~is above the average weekly manufacturing wage paid in the~~  
22 ~~county in which the project is to be located or (ii) is not less~~  
23 ~~than ten percent (10%) above the average weekly~~  
24 ~~manufacturing wage paid in the State; and~~  
25 b. ~~That~~that the proposed project will not have a materially adverse  
26 effect on the environment.  
27 (2) In the case of a proposed pollution control project, that such project  
28 will have a materially favorable impact on the environment or will  
29 prevent or diminish materially the impact of pollution which would  
30 otherwise occur.  
31 (2a) In the case of a hazardous waste facility or low-level radioactive waste  
32 facility that is used as a reduction, recovery or recycling facility, that  
33 such project will further the waste management goals of North  
34 Carolina and will not have an adverse effect upon public health or a  
35 significant adverse effect on the environment.  
36 (3) In any case (whether the proposed project is an industrial or a pollution  
37 control project),  
38 a. That the jobs to be generated or saved, directly or indirectly, by  
39 the proposed project will be large enough in number to have a  
40 measurable impact on the area immediately surrounding the  
41 proposed project and will be commensurate with the size and  
42 cost of the proposed project,

- 1                   b.     That the proposed operator of the proposed project has  
2                   demonstrated or can demonstrate the capability to operate such  
3                   project, and  
4                   c.     That the financing of such project by the agency will not cause  
5                   or result in the abandonment of an existing industrial or  
6                   manufacturing facility of the proposed operator or an affiliate  
7                   elsewhere within the State unless the facility is to be abandoned  
8                   because of obsolescence, lack of available labor in the area, or  
9                   site limitations."

10                   **SECTION 3.** This act is effective when it becomes law.