

1 HOUSE BILL NO. 186
 2 AMENDMENT IN THE NATURE OF A SUBSTITUTE
 3 (Proposed by the House Committee on _____
 4 on January 26, 2022)
 5 (Patron Prior to Substitute--Delegate Campbell, J.L.)

6 A BILL to amend the Code of Virginia by adding in Title 59.1 a chapter numbered 22.19, consisting of a
 7 section numbered 59.1-284.40, relating to Nitrile Glove Manufacturing Training Program;
 8 established.

9 **Be it enacted by the General Assembly of Virginia:**

10 **1. That the Code of Virginia is amended by adding in Title 59.1 a chapter numbered 22.19, consisting**
 11 **of a section numbered 59.1-284.40, as follows:**

12 CHAPTER 22.19.

13 NITRILE GLOVE MANUFACTURING TRAINING PROGRAM.

14 **§ 59.1-284.40. Nitrile Glove Manufacturing Training Program.**

15 A. In order to support the recruiting and training needs of companies with facilities located in the
 16 Mount Rogers Planning District that manufacture nitrile gloves for personal protective equipment, or
 17 manufacture the inputs used to manufacture such gloves, up to \$4,601,000 shall be made available to the
 18 Virginia Economic Development Partnership Authority through the Virginia Talent Accelerator Program
 19 to provide services to such companies. Subject to appropriation, funding for such services shall be awarded
 20 as follows:

- 21 1. \$1,427,000 for the Commonwealth's fiscal year beginning July 1, 2021;
- 22 2. \$1,987,000 less the total amount of funds previously awarded pursuant to this subsection for the
 23 Commonwealth's fiscal year beginning July 1, 2022;
- 24 3. \$2,722,000 less the total amount of funds previously awarded pursuant to this subsection for the
 25 Commonwealth's fiscal year beginning July 1, 2023;

26 4. \$3,574,000 less the total amount of funds previously awarded pursuant to this subsection for the
27 Commonwealth's fiscal year beginning July 1, 2024; and

28 5. \$4,601,000 less the total amount of funds previously awarded pursuant to this subsection for the
29 Commonwealth's fiscal year beginning July 1, 2025.

30 B. Companies shall be eligible for services funded under this section only if they enter into a
31 memorandum of understanding with the Virginia Economic Development Partnership Authority to:

32 1. Create at least 2,464 new jobs that are for full-time employees and that pay an annual wage of
33 at least \$37,321;

34 2. Make a capital investment of at least \$714.1 million in the Commonwealth; and

35 3. Meet the performance targets in subdivisions 1 and 2 on or before January 1, 2027.

36 C. Any company receiving services pursuant to this section shall annually provide evidence
37 satisfactory to the Virginia Economic Development Partnership Authority of (i) the aggregate number of
38 new jobs created and maintained as of the last month of the calendar year as determined in the
39 memorandum of understanding, the payroll paid by the company during the calendar year, and the average
40 annual wage of the new jobs in the calendar year and (ii) the aggregate amount of the capital investment
41 made during the calendar year, including the extent to which such capital investment was or was not
42 subject to the Virginia Retail Sales and Use Tax Act (§ 58.1-600 et seq.). The report and evidence shall
43 be filed with the Virginia Economic Development Partnership Authority in person, by mail, or as
44 otherwise agreed upon in the memorandum of understanding by no later than April 1 each year following
45 the end of the prior calendar year upon which the evidence is based.

46 D. Any memorandum of understanding entered into pursuant to this section shall provide that if
47 any annual report and evidence provided pursuant to subsection C indicates that a company failed to meet
48 the targets specified in subsection B, the company may be required to repay the Commonwealth a portion
49 of the costs for services delivered pursuant to this section in an amount that reflects the value of the
50 shortfall in the applicable target.

51 E. As a condition of receipt of the services funded under this section, a company receiving services
52 pursuant to this section shall make available to the Virginia Economic Development Partnership Authority

53 for inspection all documents relevant and applicable to determining whether the company has met the
54 requirements for the receipt of the services as set forth in this section and subject to the memorandum of
55 understanding. All such documents appropriately identified by the company shall be considered
56 confidential and proprietary, and shall not be subject to disclosure pursuant to the Virginia Freedom of
57 Information Act (§ 2.2-3700 et seq.).

58 F. Funding made available pursuant to this section shall be used to provide recruitment and training
59 services for employees of companies that meet the eligibility requirements of this section. Services shall
60 be coordinated by the Virginia Economic Development Partnership Authority through the Virginia Talent
61 Accelerator Program.

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