

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

SECTION 73 - R060 - OFFICE OF REGULATORY STAFF

- 73.4** **ADD** (SSEB Annual Dues) **WMC:** ADD new proviso to direct that Southern States Energy Board annual dues shall be paid from the Radioactive Waste Operating Fund.
HOU: ADOPT new proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT new proviso.

73.4. (ORS: SSEB Annual Dues) The annual dues of the Southern States Energy Board shall be paid from the Radioactive Waste Operating Fund.

SECTION 82 - R400 - DEPARTMENT OF MOTOR VEHICLES

- 82.10** **DELETE** (Study of Motorcycle Usage and Safety) Directs that a committee be established to study available data related to motorcycle usage, safety, applicable laws, and regulations. Provides for the composition of the study committee and directs that findings and recommendations be issued to the Governor and the General Assembly before December 15, 2015.
WMC: DELETE proviso. *The agency states this duplicates state agency efforts as Motorcycle Safety Task Force already exists in DPS.* Requested by Department of Motor Vehicles.
HOU: ADOPT deletion of proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion of proviso.

82.10. (DMV: Study of Motorcycle Usage and Safety) ~~From the funds appropriated to the Department of Motor Vehicles, a committee shall be established to study motorcycle usage and safety in South Carolina.~~

~~The composition of the study committee shall be as follows: one member appointed by the governor; two members appointed by the Chairman of the Senate Transportation Committee, one of whom must be a member of A Brotherhood Against Totalitarian Enactments (ABATE) of South Carolina; two members appointed by the Chairman of the House Education and Public Works Committee, one of whom must be a member of ABATE of South Carolina; the Secretary of Transportation or his designee who shall have expertise in motorcycle safety issues; the Director of the Department of Public Safety or his designee who shall have expertise in motorcycle safety issues; and the Director of the Department of Motor Vehicles or his designee who shall have expertise in motorcycle safety issues.~~

~~The committee shall study available data related to motorcycle usage and applicable laws and regulations. Before December 15, 2015, the committee shall issue its findings and recommendations to the Governor and to the members of the General Assembly.~~

- 82.11** **CONFORM TO FUNDING / ADD** (DOT Transfer) **HOU:** ADD new proviso to direct DMV to transfer \$100,000,000 to the State Highway Fund at DOT from any available cash balances and from earmarked and restricted funds collected from fees and fines retained by DMV for agency operations. Direct that the transfer be made quarterly in four equal installments. Suspend all Title 56 provisions related to the use of fees and fines DMV collects and retains for agency operations. Sponsors: Reps. White, Lucas, Simrill, and Limehouse.
SFC SUBCOMMITTEE RECOMMENDATION: CONFORM to funding recommendation.

82.11. (DMV: DOT Transfer) The Department shall transfer \$100,000,000 in the current fiscal year from any available cash balances and from the earmarked and restricted funds collected from fees and fines retained by the agency for its operation to the State Highway Fund

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

at the Department of Transportation. The department shall transfer the amount in four equal installments on a quarterly basis. For Fiscal Year 2016-17, all provisions of Title 56 of the 1976 Code related to the use of all fees and fines collected and retained by the department for its operations are suspended.

SECTION 83 - R600 - DEPARTMENT OF EMPLOYMENT AND WORKFORCE

83.1 DELETE (SCOICC User Fee Carry Forward) Authorizes user fees collected by the S.C. Occupational Information Coordinating Committee through DEW to be retained and carried forward and used for operation of the SC Occupational Information System.

WMC: DELETE proviso. *The program has been transferred to the Department of Education.* Requested by Department of Employment and Workforce.

HOU: ADOPT deletion of proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion of proviso.

~~**83.1.** (DEW: SCOICC User Fee Carry Forward) All user fees collected by the South Carolina Occupational Information Coordinating Committee through the Department of Employment and Workforce may be retained by the SCOICC to be used for the exclusive purpose of operating the South Carolina Occupational Information System. All user fees not expended in the prior fiscal year may be carried forward for use in the current fiscal year.~~

83.5 AMEND (SUTA Contingency Assessment Funds) Requires 30% revenue collected through taxable wage base contingency assessments be spent (1) to enforce eligibility requirements by means of eligibility reviews, random verification of job contacts, and wage cross matches; (2) to ensure seated meetings are held with claimants; and (3) to require that SC Works Online System is used each week for one of the claimants job search contacts. Require the department notify claimants in advance that eligibility review and random verification of job contacts will be used for verification purposes.

WMC: AMEND proviso to require all four weekly job search contacts be conducted through the SC Works Online System so that the searches can be verified electronically rather than only requiring one search use the system. *DEW indicates that claimant failure to document/submit the required number of weekly work searches is the number one cause of improper benefit payments for DEW.* Requested by Department of Employment and Workforce.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

83.5. (DEW: SUTA Contingency Assessment Funds) Thirty percent of the funds appropriated through the contingency assessment funds collected on taxable wages paid by employers shall be spent on enforcement of Section 41-35-110(3) and Section 41-35-120(5) of the 1976 Code, via Eligibility Reviews, Random Verification of Job Contacts and Wage Cross Matches during those weeks covered by the South Carolina State Unemployment Tax Authority (SUTA), and to ensure seated meetings with Unemployment Insurance claimants and requiring that ~~one of the~~ all four job search contacts required per week be conducted through SC Works Online System (SCWOS), so that ~~it~~ searches can be electronically verified. The agency must also inform claimants in advance that Eligibility Reviews and Random Verification of Job Contacts will be used by the department to verify compliance with laws administered by the agency.

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

- 83.6** **AMEND** (Negotiation of Interest) Requires DEW to develop and implement a plan by October 1, 2015 to seek a waiver of interest on the FUA Loan debt. Directs that upon final repayment of all Title XII advances from the Federal Unemployment Account, any funds remaining in the DEW Interest Assessment Fund are to be transferred to the Unemployment Compensation Fund. **WMC:** AMEND proviso to delete the requirement that a plan be developed and implemented to seek the waiver. Specify that “interest assessment” funds received by the Interest Assessment Fund are to be transferred to the Unemployment Compensation Fund. *DEW indicates that all Title XII advances and all accrued interest have been paid so the need to request an interest waiver no longer exists. Allows DEW to transfer any interest received from pre Q1 2015 employer tax liabilities to the UC Fund.* Requested by Department of Employment and Workforce.

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

83.6. (DEW: Negotiation of Interest) ~~By October 1, 2015, the Department of Employment and Workforce must develop and implement a plan to seek a waiver of interest on the state's FUA loan debt in order to mitigate the impact of the interest payments on South Carolina employers.~~ For the current fiscal year and upon final repayment of all Title XII advances from the Federal Unemployment Account received by the state beginning in December of 2008, any interest assessment funds remaining in received by the Department of Employment and Workforce Interest Assessment Fund ~~authorized by~~ pursuant to Section 41-33-810 of the 1976 Code shall be transferred to the Unemployment Compensation Fund.

- 83.8** **DELETE NEW PROVISO** (Employment Training Outcomes Data Sharing) **WMC:** ADD new proviso to state that the Department of Employment and Workforce, in developing required Workforce and Labor Market Information System improvements, will require integration of training and employment data to improve longitudinal assessments of employment outcomes for various training providers eligible to receive funding appropriated or authorized by this Act. Direct DEW to establish a Governance Policy for management, development, security, partner collaboration, and sharing responsibilities by July 1, 2016. Direct DEW to develop a model data-sharing agreement with eligible training providers by July 22, 2016 and provide for specific data to be included in the agreement in order for DEW to assess the effectiveness and return on investment of training programs offered by the providers. Direct DEW, by January 1, 2017, to develop a model data-sharing agreement with the Department of Education, the Center for Educator Recruitment, Retention and Advancement, the EOC, the Vocational Rehabilitation Department, CHE, and the Department of Commerce to capture and match data. Direct DEW and the SC Student Loan Corporation, by January 1, 2017, to enter into a data-sharing agreement to determine the average debt load carried by individuals who participate in the training programs. Direct DEW, by June 30, 2017, to develop a model data-sharing agreement with DSS to capture data related to New Hire status and social services data. Requested by Department of Employment and Workforce.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: DELETE new proviso.

83.8. (DEW: Employment Training Outcomes Data Sharing) ~~The Department of Employment and Workforce, in developing the Workforce and Labor Market Information System (WLMIS) improvements required of the Workforce Innovation and Opportunity Act (WIOA) (P.L. 113-128), will require integration of training and employment data for the purposes of improving longitudinal assessment of employment outcomes for the various training providers eligible to receive funding appropriated or authorized by this Act.~~

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

~~(A) As the entity with authority for the oversight and maintenance for the WLMIS, the department shall establish a Governance Policy for the management, development, security, partner collaboration, and sharing responsibilities no later than July 1, 2016.~~

~~(B) No later than July 22, 2016, the department must develop a model data sharing agreement with eligible training providers (ETPs). As specified by the WIOA Act, this agreement will require ETPs to submit data related to the types of training programs offered, individual student coursework and outcomes, program completion and time to complete, program costs, and tuition assistance. It will further require reporting of personally identifiable information (PII) to match training and employment data to determine placement in companies and jobs by the North American Industry Classification (NAIC) System and Standard Occupation Classification (SOC) System and other information necessary for the department to accurately and completely assess the effectiveness and return on investment of all training programs offered by the entity.~~

~~(C) No later than January 1, 2017, the department must develop a model data sharing agreement with the Department of Education, the Center for Educator Recruitment, Retention and Advancement, and the Education Oversight Committee, the Vocational Rehabilitation Department, and the Commission on Higher Education to capture and match data as enumerated in item (B) of this provision. This agreement will ensure collaborative sharing of matched data with each partner agency for the purpose of program assessment and effectiveness in compliance with state and federal laws.~~

~~(D) The department and the South Carolina Student Loan Corporation shall, by January 1, 2017, enter into a data sharing agreement to determine the average debt load carried by individuals who participate in training programs with eligible training providers. This agreement will ensure collaborative sharing of matched data for the purpose of program assessment and effectiveness in compliance with state and federal laws.~~

~~(E) No later than June 30, 2017, the department must develop a model data sharing agreement with the Department of Social Services to capture data related to New Hire status and social service data and with the Department of Labor, Licensing and Regulation to capture licensing and licensing-related data. This agreement will ensure collaborative sharing of matched data for the purpose of program assessment and effectiveness in compliance with state and federal laws.~~

SECTION 84 - U120 - DEPARTMENT OF TRANSPORTATION

84.10 **DELETE** (Hanahan Permit Application) Directs DOT to coordinate and facilitate negotiations between the City of Hanahan, the US Army Corps of Engineers, CSX Railroad, and other entities for the necessary permit required to complete the Railroad Avenue Extension Project. Requires DOT to submit the necessary applications on behalf of the entities by June 30, 2016.

WMC: DELETE proviso. DOT anticipates submitting the permits by June 30, 2016. Requested by Department of Transportation.

HOU: ADOPT deletion of proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion of proviso.

84.10. (DOT: Hanahan Permit Application) With the funds authorized for the Department of Transportation, the department shall coordinate and facilitate negotiations between the City of Hanahan, the United States Army Corps of Engineers, CSX Railroad, and other applicable entities for the necessary permit required to complete the Railroad Avenue Extension project in the City of Hanahan. The department shall submit any and all necessary applications for the required permit on behalf of the applicable entities no later than June 30, 2016.

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

- 84.13 REINSERT** (Sunset Suspended) Suspends the provisions of Section 6 of Act 114 of 2007 [TERMINATION OF THE GOVERNOR'S AUTHORITY TO APPOINT THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION] for the current fiscal year.
WMC: DELETE proviso. *DOT recommends replacing this proviso with permanent legislation governing the appointment of the Secretary of Transportation.* Requested by Department of Transportation.
HOU: ADOPT deletion of proviso.
SFC SUBCOMMITTEE RECOMMENDATION: REINSERT proviso.

84.13. (DOT: Sunset Suspended) The provisions of Section 6 of Act 114 of 2007 are suspended for the current fiscal year.

- 84.14 DELETE** (CTC Road Program) Directs that \$70,499,995 appropriated to DOT for the County Transportation Committee Road Program be distributed pursuant to Section 12-28-2740 [DISTRIBUTION OF GASOLINE USER FEE AMONG COUNTIES; REQUIREMENTS FOR EXPENDITURE OF FUNDS; COUNTY TRANSPORTATION COMMITTEES]. Directs CTCs to use the funds only on the state-owned secondary road system for paving, rehabilitation, resurfacing, and/or reconstruction and bridge repair, replacement or reconstruction. Prohibits these funds from being used for any road, bridge, or highway that is not part of the state-owned system. Authorizes unexpended funds to be carried forward to succeeding years for the same purpose.
WMC: DELETE proviso. *Non-recurring funds have been distributed.* Requested by Department of Transportation.
HOU: ADOPT deletion of proviso.
SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion of proviso.

84.14. (DOT: CTC Road Program) ~~The Department of Transportation shall distribute the \$70,499,995 appropriated for the County Transportation Committee Road Program pursuant to Section 12-28-2740 of the 1976 Code. County Transportation Committees shall utilize the funds distributed pursuant to this proviso solely for use on the state-owned secondary road system for paving, rehabilitation, resurfacing, and/or reconstruction, and bridge repair, replacement, or reconstruction. No funds from this allocation shall be used for any road, bridge, or highway that is not part of the state-owned system.~~

~~Unexpended funds appropriated pursuant to this provision may be carried forward to succeeding fiscal years and expended for the same purposes.~~

- 84.pe ADD** (CTC Project Expansion) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to limit to 20% the amount of CTC funds that may be used for ancillary initiatives that improve economic development or safety in areas adjacent to roads under CTC jurisdiction and define ancillary initiatives for this purpose. Direct that if the CTC spends funds for this purpose, they must document the related anticipated results on economic development or safety.

84.pe. (DOT: CTC Project Expansion) *Of the funds distributed to County Transportation Committees (CTC), no more than twenty percent may be utilized for ancillary initiatives that improve the areas adjacent to roads under their jurisdiction for economic development or safety purposes. Ancillary initiatives may include, but are not limited to, drainage improvements, signage, lighting, sidewalks and other safety or economic-development related projects. If a CTC expends funds pursuant to this provision, the CTC must document the anticipated results on economic development or safety relative to the project.*

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

SECTION 117 - X900 - GENERAL PROVISIONS

117.93 AMEND (WIA Service Advertising) Establishes Workforce Investment Act advertising guidelines.

WMC: AMEND proviso to change Fiscal Year “2014-15” to “2016-17.”

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

117.93. (GP: WIA Service Advertising) For Fiscal Year ~~2014-15~~ 2016-17, the Workforce Investment Boards may promote outreach for their services via billboard, bus placard, newspapers, or radio in all workforce investment areas. This outreach may not be limited to e-mail, online, or other internet-based outreach, publicity, or other promotions. Workforce investment boards must adhere to all state procurement policies and procedures when utilizing outreach for the services provided by the Workforce Investment Act.

117.94 AMEND (WIA Training Marketability Evaluation) Directs the department to submit a report to the chairmen of various legislative committees on how funds were spent to provide marketable work skills training; on any restructuring or realignment of agency functions as well as changes in staffing levels or service; on employees terminated, hired, re-hired, reassigned, or reclassified by program area and location and to describe efforts the agency made to reassign or retrain employees who were terminated if the agency hired new employees for that position.

WMC: AMEND proviso to change Fiscal Year “2014-15” to “2016-17.”

HOU: ADOPT proviso as amended.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT proviso as amended.

117.94. (GP: WIA Training Marketability Evaluation) (A) For Fiscal Year ~~2014-15~~ 2016-17, the Department of Employment and Workforce shall submit a report that demonstrates how funds were expended in the prior fiscal year to provide marketable work skills training. The report shall include, but not be limited to the total number of local training recipients, a description of the training area in which each recipient participated, and the number and percentage of participants in each training area that, upon completion of training, have become employed in the field in which they were trained. The report shall be submitted to the Chairman of the Senate Finance Committee, the Chairman of the Senate Labor, Commerce and Industry Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Labor, Commerce and Industry Committee on or before November sixteenth.

(B) Also, the report must specifically describe any restructuring or realignment of agency functions, and any changes in staffing levels or service. The report must detail information on employees terminated, hired, re-hired, reassigned, or reclassified by program area and location. Further, the report must describe efforts made by the agency to reassign or retrain employees who were terminated for positions for which the department hired new employees.

117.127 DELETE (Horry County CTC Allocation) Authorizes Horry County to use up to \$750,000 of its allocation from Sections 1(B)(3), 3(B)(3), and 5 for the Horry-Georgetown Evacuation Route.

WMC: DELETE proviso.

HOU: ADOPT deletion of proviso.

SFC SUBCOMMITTEE RECOMMENDATION: ADOPT deletion of proviso.

117.127. (GP: Horry County CTC Allocation) ~~Notwithstanding any provision in this act to the contrary, Horry County may use up to \$750,000 of its allocations pursuant to SECTION~~

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

~~1(B)(3), SECTION 3(B)(3), and SECTION 5 of H.4230, R 130, Act 92 of 2015, for the Horry-Georgetown Evacuation Route.~~

- 117.135 CONFORM TO FUNDING / ADD** (County Transportation Committee Road Program Supplement) **WMC:** ADD new proviso to direct the Transportation Infrastructure Bank to transfer the \$50,000,000 appropriated by Act 92 of 2015 [SUPPLEMENTAL APPROPRIATIONS FOR FY 2015-16] to DOT. Direct DOT to distribute these funds to the County Transportation Committee Road Program and direct County Transportation Committees to use the funds solely for paving, rehabilitation, resurfacing, and/or reconstruction of the state-owned secondary road system and for bridge repair, replacement or reconstruction. Prohibit these funds from being used on any road, bridge, or highway that is not part of the state owned system. Authorize these funds to be carried forward and be spent for the same purpose.

HOU: ADOPT new proviso.

SFC SUBCOMMITTEE RECOMMENDATION: CONFORM to funding recommendation / ADOPT new proviso.

117.135. (GP: County Transportation Committee Road Program Supplement) The South Carolina Transportation Infrastructure Bank shall transfer the \$50,000,000 appropriated by Act 92 of 2015 to the Department of Transportation. The department shall distribute these funds to the County Transportation Committee Road Program pursuant to Section 12-28-2740 of the 1976 Code. County Transportation Committees shall utilize the funds distributed pursuant to this proviso solely for use on the state-owned secondary road system for paving, rehabilitation, resurfacing, and/or reconstruction, and bridge repair, replacement, or reconstruction. No funds from this allocation shall be used for any road, bridge, or highway that is not part of the state owned system.

Unexpended funds appropriated pursuant to this provision may be carried forward and expended for the same purposes.

SECTION 118 - X910 - STATEWIDE REVENUE

- 118.14 CONFORM TO FUNDING / AMEND FURTHER** (~~Transfer to Transportation Infrastructure Bank~~ *Motor Vehicle Sales Tax Revenue*) Directs the State Treasurer to transfer \$50,000,000 from general fund non-tax sources to the Transportation Infrastructure Bank to be used to leverage bonds to finance bridge replacement, resurfacing, and rehabilitation projects, and expansion and improvements to existing mainline interstates. Directs DOT to develop and submit a list of bridge and road projects to the bank for its consideration. Prohibits the transferred funds from being used for projects approved by the bank prior to July 1, 2015. Directs the bank to submit all projects proposed to be financed through this provision to JBRC for approval prior to financing any proposed project.

WMC: AMEND proviso to delete reference to the State Treasurer transferring \$50,000,000 from general fund non-tax sources to the Infrastructure Bank and instead direct DOR to transfer \$65,680,000 to DOT from the Vehicle Sales Tax revenues currently in the general fund and direct DOT to transfer \$65,680,000 from non-tax sources to the Transportation Infrastructure Bank. Direct that transferred funds may not be used for projects approved by the bank prior to July 1, 2016.

HOU: AMEND FURTHER to delete the proviso as amended and instead direct that \$65,680,000 from Motor Vehicle Sales Tax revenues credited to the general fund be transferred to the State Highway Fund. Sponsors: Reps. Simrill, Quinn, Collins, Norman, Ballentine, Huggins, Atwater, Bedingfield, Hamilton, and G.R. Smith.

**SENATE FINANCE COMMITTEE
TRANSPORTATION & REGULATORY SUBCOMMITTEE
PROVISO RECOMMENDATIONS FOR FY 2016-17**

SFC SUBCOMMITTEE RECOMMENDATION: CONFORM to funding recommendation.

~~118.14. (SR: Transfer to Transportation Infrastructure Bank Motor Vehicle Sales Tax Revenue) The State Treasurer transfer \$50,000,000 from general fund non-tax sources to the South Carolina Transportation Infrastructure Bank to be utilized solely to leverage bonds to finance bridge replacement, resurfacing, and rehabilitation projects, and expansion and improvements to existing mainline interstates. The Department of Transportation shall develop and submit a list of bridge and road projects to the bank for its consideration. Transferred funds may not be used for projects approved by the bank prior to July 1, 2015. The bank shall submit all projects proposed to be financed through this provision to the Joint Bond Review Committee for approval prior to financing any proposed project. For the current fiscal year, the State Treasurer shall transfer \$65,680,000 from Motor Vehicle Sales Tax revenues credited to the general fund to the State Highway Fund.~~

118.ibp ADD (Infrastructure Bank Project Approvals) **SFC SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the S.C. Infrastructure Bank to consider all major eligible projects proposed in Tier III and Tier IV counties as designated in Sections 12-6-3360 [JOB TAX CREDIT] or 12-10-80 [JOB DEVELOPMENT CREDIT]. Direct that major eligible projects in these tiers may include, but are not limited to, interstate highway, primary, and secondary road improvements that contribute to the county's economic vitality. Direct that a financing agreement between the Bank and a qualified entity may not require more than a 10% local contribution from Tier III counties and more than a 5% local contribution from Tier IV counties. Define a major eligible project as one that requires no more than \$10,000,000 to finance.

118.ibp. (SR: Infrastructure Bank Project Approvals) The South Carolina Infrastructure Bank shall consider all major eligible projects proposed in counties designated as Tier III or Tier IV pursuant to Sections 12-6-3360 or 12-10-80 of the 1976 Code. Major eligible projects in Tier III or Tier IV counties may include, but are not limited to, interstate highway improvements and primary and secondary road improvements that contribute to the economic vitality of the county. A financing agreement entered into between the Bank and a qualified entity with a qualified borrower regarding a project that was selected from among the major eligible projects located in Tier III or Tier IV counties may not require more than a ten percent local contribution to the project from Tier III counties and not more than a five percent local contribution to the project from Tier IV counties. For the purposes of this provision, a major eligible project means an eligible project that requires no more than \$10,000,000 to finance.