

**FLOOR**

**02/26/2016-FORWARDED TO THE COMMITTEE ON ECONOMIC DEVELOPMENT, AGRICULTURE  
AND PLANNING  
12/15/2015-SPECIAL ORDERED**

**BILL NO. 31-0292**

**Thirty-first Legislature of the Virgin Islands**

**December 15, 2015**

An Act amending title 29 Virgin Islands Code, chapter 12, section 710 relating to employment of residents, providing that a nonresident hired by an entity receiving economic incentives, based in part upon how many Virgin Islands residents it hires, will continue to be identified as a nonresident hire throughout the person's employment at the entity for the purposes of determining the entity's continued receipt of economic incentives

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**PROPOSED BY:** Senators Tregenza A. Roach, Marvin A. Blyden,  
Novelle E. Francis, Jr., Clifford F. Graham, Myron D. Jackson,  
Almando Liburd and Nereida R. O'Reilly

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1 *Be it enacted by the Legislature of the Virgin Islands:*

2           **SECTION 1.** Title 29 Virgin Islands Code, chapter 12, section 710 is amended by adding  
3 subsection (g) to read as follows:

4           “(g) When an entity receives economic incentives under this chapter or benefits under the  
5 chapter or under any concession agreement, service agreement or other agreement with the  
6 Government of the Virgin Islands conditioned upon the hiring of Virgin Islands residents the  
7 following rules apply:

8           (1) Residency of persons hired by a beneficiary pursuant to this chapter or hired  
9 pursuant to any agreement with the Government of the Virgin Islands is determined at the time of  
10 the initial employment.

1           (2)     The residency status of a nonresident employee hired pursuant to this chapter or  
2 agreement with the government does not change during the term of employment with beneficiary  
3 entity for purposes of compliance with the terms of an agreement with the Government of the  
4 Virgin Islands.

5           (3)     A person who is not at Virgin Islands resident at the time hired by a beneficiary  
6 under this chapter, or by an entity receiving concessions or benefits under an agreement with the  
7 Government, may not be reported as a Virgin Islands resident employee for purpose of the entity's  
8 continued receipt of economic incentives or benefits.”

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### **BILL SUMMARY**

11           This bill provides that if an entity receives economic incentives based in part upon the  
12 hiring of Virgin Islands residents, then the residency of persons hired remains the same as when  
13 hired throughout the term of his employment with the entity for purposes of determining the  
14 continued receipt of economic benefits.  
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16     **BR15-1155/December 14, 2015/SLR/Revised YLT 11-15-21**

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