

HB 4031-2
(LC 286)
2/5/26 (CPA/ps)

Requested by HOUSE COMMITTEE ON CLIMATE, ENERGY, AND ENVIRONMENT (at the request of Representative John Lively)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4031**

- 1 On page 3 of the printed bill, delete lines 6 through 20 and insert:
- 2 "(B) The developer of the facility:
 - 3 "(i) Submits, on or before December 31, 2028, a land use application to
 - 4 construct or operate the facility to, and receives approval from, the local
 - 5 government within whose jurisdiction the facility is proposed to be located;
 - 6 and
 - 7 "(ii) Provides a written or electronic notification to the local government,
 - 8 and a copy of the notification to the Energy Facility Siting Council, that:
 - 9 "(I) Confirms that construction of the facility has begun such that the
 - 10 facility qualifies for a tax credit authorized under section 45, 45Y, 48 or 48E
 - 11 of the Internal Revenue Code;
 - 12 "(II) Identifies the applicant and facility;
 - 13 "(III) Identifies the applicable federal tax credits; and
 - 14 "(IV) Includes a brief description of actions taken to begin construction,
 - 15 within the meaning of the applicable notices, regulations or rulings of the
 - 16 United States Department of the Treasury or Internal Revenue Service; and
 - 17 "(C) The facility is placed in service:
 - 18 "(i) On or before December 31, 2030; or
 - 19 "(ii) If the facility is placed in service after December 31, 2030, on or be-
 - 20 fore a date allowed by exception by the United States Department of the
 - 21 Treasury or Internal Revenue Service by which date the facility still quali-

1 fies for a tax credit under section 45, 45Y, 48 or 48E of the Internal Revenue
2 Code.”.

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