

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.”.

3

HB 4031-2 2/5/26
Proposed Amendments to HB 4031