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3 HOUSE WAYS AND MEANS EDUCATION COMMITTEE SUBSTITUTE FOR HB574
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8 SYNOPSIS: Under existing law, the Alabama Jobs Act
9 provides certain incentives and credits to certain
10 qualifying projects. The act caps the aggregate
11 balance of outstanding incentives at \$850 million
12 and provides that the incentives are not available
13 to qualifying projects for which project agreements
14 have not been executed on or before December 31,
15 2019.

16 This bill would extend eligibility for
17 incentives under the act to projects for which
18 project agreements have been executed on or before
19 December 31, 2020, and would revise the aggregate
20 cap on outstanding incentives.
21

22 A BILL
23 TO BE ENTITLED
24 AN ACT
25

26 Relating to economic development; to amend Sections
27 40-18-382 and 40-18-383, Code of Alabama 1975, relating to the

1 Alabama Jobs Act, to continue the eligibility for incentives
2 under the act; and to revise the aggregate cap on outstanding
3 incentives.

4 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

5 Section 1. Sections 40-18-382 and 40-18-383, Code of
6 Alabama 1975, are amended to read as follows:

7 "§40-18-382.

8 "The incentives authorized by this article shall not
9 be available for qualifying projects for which project
10 agreements have not been executed on or prior to December 31,
11 ~~2019~~ 2020, unless the Legislature, by joint resolution or
12 other applicable action of both houses, votes to continue or
13 reinstate the incentives for new projects after that date. No
14 action or inaction on the part of the Legislature shall reduce
15 or suspend any incentive awarded pursuant to this article in
16 any past or future calendar year with respect to qualifying
17 projects for which project agreements have been executed on or
18 prior to December 31, ~~2019~~ 2020, it being the sole intention
19 of this section that failure of the Legislature to adopt a
20 joint resolution or other applicable action of both houses
21 continuing the incentives authorized by this article for
22 periods after December 31, ~~2019~~ 2020, shall affect only the
23 availability of the incentives to qualifying projects for
24 which project agreements have not been executed on or prior to
25 December 31, ~~2019~~ 2020, and shall not affect qualifying
26 projects for which project agreements have been executed on or
27 prior to December 31, ~~2019~~ 2020.

1 "§40-18-383.

2 "(a) At no time shall the ~~aggregate~~ annualized
3 balance of outstanding jobs act incentives exceed ~~\$850~~ \$300
4 million, unless the Legislature, by joint resolution or other
5 applicable action of both houses, votes to allow additional
6 jobs act incentives.

7 "(b) Jobs act incentives shall not be available to
8 any project for which substantial construction activities have
9 begun by July 2, 2015."

10 Section 2. Jobs act incentives under Article 16,
11 Chapter 18, Title 40, Code of Alabama 1975, shall not be
12 available for any qualifying project unless at least 80
13 percent of the eligible employees created by the qualifying
14 project are employed full time.

15 Section 3. This act shall become effective
16 immediately following its passage and approval by the
17 Governor, or its otherwise becoming law.