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3 HOUSE WAYS AND MEANS COMMITTEE AMENDMENT TO THE HOUSE WAYS AND  
4 MEANS EDUCATION COMMITTEE SUBSTITUTE FOR HB428

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9 On page 3, delete lines 19 through 27 in their  
10 entirety and insert in lieu thereof the following:

11 (d) The Department of Revenue shall grant the tax  
12 credit against the state income tax that is due by the  
13 taxpayer holding the tax credit certificate issued under  
14 subsection (f) in the amount stated on the tax credit  
15 certificate. The department may audit and reassess any credit  
16 improperly obtained by the taxpayer, in accordance with the  
17 Alabama Taxpayers' Bill of Rights and Uniform Revenue  
18 Procedures Act under Chapter 2A of Title 40, Code of Alabama  
19 1975.

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21 On page 4, delete lines 4 through 11 in their  
22 entirety and insert in lieu thereof the following and reletter  
23 the remaining subsection accordingly:

24 (f) Prior to claiming the income tax credit  
25 authorized under subsection (b), the taxpayer shall apply for  
26 the certification of the credit with the Alabama Emergency  
27 Management Agency by providing the documents reflecting the

1 costs for construction, acquisition, or installation of the  
2 qualified storm shelter, along with the necessary documents to  
3 show that the storm shelter meets the qualifications of a  
4 qualified storm shelter as provided under this act. The  
5 Alabama Emergency Management Agency shall review the documents  
6 and provide certification to the taxpayers who meet the  
7 qualifications of the qualified storm shelter. The  
8 certification shall also include the total qualifying cost of  
9 construction, acquisition, and installation of a qualified  
10 storm shelter. In the event the reservations of tax credits  
11 equal the total amount available for reservations during the  
12 tax year, all eligible taxpayers with applications then  
13 awaiting approval or thereafter submitted shall be notified by  
14 the Alabama Emergency Management Agency that no additional tax  
15 credits shall be granted during that tax year.

16 (g) The Alabama Emergency Management Agency shall  
17 prepare a report detailing the number of qualified storm  
18 shelters constructed, acquired, and installed and the amount  
19 of tax credits claimed under this act. The information on the  
20 report shall be consistent with the information required under  
21 Section 40-1-50, Code of Alabama 1975, and rules adopted by  
22 the Department of Revenue. Information provided under this  
23 section is exempt from the confidentiality provisions of  
24 Section 40-2A-10, Code of Alabama 1975, and shall be provided  
25 by the Alabama Emergency Management Agency to the Legislature  
26 in accordance with Section 40-1-50, Code of Alabama 1975, and  
27 rules adopted by the Department of Revenue.

1                   (h) The Alabama Emergency Management Agency may  
2           adopt rules necessary to implement and administer this act.