

Introduced by

Legislative Management

(Political Subdivision Taxation Committee)

1 A BILL for an Act to amend and reenact subsection 3 of section 54-35-26 of the North Dakota  
2 Century Code, relating to the list of economic development tax incentives subject to regular  
3 review; to repeal section 57-38-30.1 of the North Dakota Century Code, relating to the wage  
4 and salary credit; and to provide an effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 3 of section 54-35-26 of the North Dakota Century  
7 Code is amended and reenacted as follows:

- 8 3. The legislative management interim committee assigned the study responsibility under  
9 this section may examine economic development tax incentives, shall complete  
10 analysis of the state-imposed tax aspects of the incentives it designates for analysis  
11 during the interim, and shall approve a plan to provide that each of the economic  
12 development tax incentives listed in this subsection is subject to a complete analysis  
13 within each six-year period. The interim committee may include in its  
14 recommendations any amendments to this section, including amendments to add or  
15 remove incentives from the list of incentives subject to analysis under this subsection.  
16 Analysis must be completed for state-imposed tax aspects of economic development  
17 tax incentives, including each of the following:
- 18 a. Renaissance zone credits and exemptions.
  - 19 b. Research expense credit.
  - 20 c. Agricultural commodity processing facility investment credit.
  - 21 d. Biodiesel fuel production facility construction or retrofit credit, biodiesel fuel  
22 blending credit, and biodiesel fuel equipment credit.
  - 23 e. Seed capital investment credit.
  - 24 f. ~~Wage and salary credit.~~

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- 1           g. Internship program credit.
- 2           h.g. Microbusiness credit.
- 3           i.h. Angel fund investment credit.
- 4           j.i. Workforce recruitment credit.
- 5           k.j. Soybean or canola crushing facility construction or retrofit credit.
- 6           l.k. Manufacturing automation equipment credit.
- 7           m.l. New or expanding business exemption.
- 8           n.m. Manufacturing and recycling equipment sales tax exemption.
- 9           o.n. Coal severance and conversion tax exemptions.
- 10          p.o. Oil and gas gross production and oil extraction tax exemptions.
- 11          q.p. Fuel tax refunds for certain users.
- 12          r.q. New jobs credit from income tax withholding.
- 13          s.r. Any economic development tax incentive created by the sixty-fourth legislative  
14                assembly.

15           **SECTION 2. REPEAL.** Section 57-38-30.1 of the North Dakota Century Code is repealed.

16           **SECTION 3. EFFECTIVE DATE.** This Act is effective for taxable years beginning after  
17   December 31, 2016.