

HB 1349

2014

1 A bill to be entitled

2 An act relating to the urban high-crime area job tax
3 credit program; amending s. 212.097, F.S.; revising
4 application requirements; requiring the revocation of
5 approved tax credits if the location of the eligible
6 business loses its designation as a high-crime area;
7 providing an effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Paragraph (b) of subsection (3) and subsections
12 (10) and (11) of section 212.097, Florida Statutes, are amended,
13 and a new subsection (11) is added to that section, to read:

14 212.097 Urban High-Crime Area Job Tax Credit Program.—
15 (3)

16 (b) An existing eligible business that filed an
17 application for a tax credit under this subsection on or after
18 January 1, 2009, and was denied because of the limitation set
19 forth in subsection (5) at the time of such application, may
20 refile the application on or before December 31, 2012, if the
21 number of qualified employees employed on the day the denied
22 application is refiled is no lower than the number of qualified
23 employees on the day the denied application was initially filed.
24 Any credit resulting from the refiled application is subject to
25 the aggregate limitation set forth in subsection (11) ~~(10)~~ for
26 the calendar year 2012. For purposes of applying the tax credit

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27 eligibility determination required by this section to the
28 refiled application, the terms "date of application" and
29 "application date" mean the date the denied application was
30 initially filed.

31 (10)~~(a)~~ In order to claim this credit, an eligible
32 business must file an application under oath with the Department
33 of Economic Opportunity which ~~a statement that~~ includes the name
34 and address of the eligible business and any other information
35 that is required to process the application.

36 (a)~~(b)~~ Applications shall be reviewed and certified
37 pursuant to s. 288.061.

38 (b)~~(c)~~ ~~The maximum credit amount that may be approved~~
39 ~~during any calendar year is \$5 million, of which \$1 million~~
40 ~~shall be exclusively reserved for tier-one areas. The Department~~
41 ~~of Revenue, in conjunction with the Department of Economic~~
42 ~~Opportunity, shall notify the governing bodies in areas~~
43 ~~designated as urban high-crime areas when the \$5 million maximum~~
44 ~~amount has been reached. Applications shall ~~must~~ be considered~~
45 ~~for approval in the order in which they are received without~~
46 ~~regard to whether the credit is for a new or existing business.~~
47 ~~This limitation applies to the value of the credit as contained~~
48 ~~in approved applications. Approved credits may be taken in the~~
49 ~~time and manner allowed pursuant to this section.~~

50 (c)~~(11)~~ If the application is insufficient to support the
51 credit authorized in this section, the Department of Economic
52 Opportunity shall deny the credit and notify the business of

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53 that fact. The business may reapply ~~for this credit~~ within 3
54 months after such notification.

55 (d) Any credit approved pursuant to this section shall be
56 revoked if the location of the eligible business loses its
57 designation as a high-crime area.

58 (11) The maximum credit amount that may be approved during
59 a calendar year is \$5 million, of which \$1 million shall be
60 exclusively reserved for tier-one areas. The Department of
61 Revenue, in conjunction with the Department of Economic
62 Opportunity, shall notify the governing bodies in areas
63 designated as urban high-crime areas when the \$5 million maximum
64 credit amount has been reached.

65 Section 2. This act shall take effect July 1, 2014.