



General Assembly

**Substitute Bill No. 6440**

January Session, 2021



**AN ACT ESTABLISHING THE JOBSCT TAX REBATE PROGRAM.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2021, and applicable to taxable years*  
2 *commencing on or after January 1, 2022*) (a) As used in this section:

3 (1) "Commissioner" means the Commissioner of Economic and  
4 Community Development;

5 (2) "Discretionary FTE" means an FTE that is paid qualified wages  
6 and does not meet the threshold wage requirements to be a qualified  
7 FTE but is approved by the commissioner pursuant to subdivision (4) of  
8 subsection (c) of this section;

9 (3) "Distressed municipality" has the same meaning as provided in  
10 section 32-9p of the general statutes;

11 (4) "Full-time equivalent" or "FTE" means the number of employees  
12 employed at a qualified business, calculated in accordance with  
13 subsection (d) of this section;

14 (5) "Full-time job" means a job in which an employee is required to  
15 work at least thirty-five or more hours per week. "Full-time job" does  
16 not include a temporary or seasonal job;

17 (6) "Median household income" means the median annual household  
18 income for residents in a municipality as calculated from the U.S.  
19 Census Bureau's five-year American Community Survey or another  
20 data source, at the sole discretion of the commissioner;

21 (7) "New employee" means a person or persons hired by the qualified  
22 business to fill a full-time equivalent position. A new employee does not  
23 include a person who was employed in this state by a related person  
24 with respect to the qualified business within twelve months prior to a  
25 qualified business' application to the commissioner for a rebate  
26 allocation notice for a job creation rebate pursuant to subsection (c) of  
27 this section;

28 (8) "New FTEs" means the number of FTEs that (A) did not exist in  
29 this state at the time of a qualified business' application to the  
30 commissioner for a rebate allocation notice for a job creation rebate  
31 pursuant to subsection (c) of this section, (B) are not the result of FTEs  
32 acquired due to a merger or acquisition, (C) are filled by a new  
33 employee, (D) are qualified FTEs, and (E) are not FTEs hired to replace  
34 FTEs that existed in the state after January 1, 2020. The commissioner  
35 may issue guidance on the implementation of this definition;

36 (9) "New FTEs created" means the number of new FTEs that the  
37 qualified business is employing at a point-in-time at the end of the  
38 relevant time period;

39 (10) "New FTEs maintained" means the total number of new FTEs  
40 employed throughout a relevant time period;

41 (11) "Opportunity zone" means a population census tract that is a  
42 low-income community that is designated as a "qualified opportunity  
43 zone" pursuant to the Tax Cuts and Jobs Act of 2017, P.L. 115-97, as  
44 amended from time to time;

45 (12) "Part-time job" means a job in which an employee is required to  
46 work less than thirty-five hours per week. "Part-time job" does not  
47 include a temporary or seasonal job;

48 (13) "Qualified business" means a person that is (A) engaged in  
49 business in an industry related to finance, insurance, manufacturing,  
50 clean energy, bioscience, technology, digital media or any similar  
51 industry, as determined by the sole discretion of the commissioner, and  
52 (B) subject to taxation under chapter 207, 208 or 228z of the general  
53 statutes;

54 (14) "Qualified FTE" means an FTE who is paid qualified wages of at  
55 least eighty-five per cent of the median household income for the  
56 location where the FTE position is primarily located, scaled in  
57 proportion to the FTE fraction, or thirty-seven thousand five hundred  
58 dollars, scaled in proportion to the FTE fraction, whichever is greater;

59 (15) "Qualified wages" means wages sourced to this state pursuant to  
60 section 12-705 of the general statutes;

61 (16) "Rebate period" means the calendar years in which a tax rebate  
62 provided for in this section is to be paid pursuant to a contract executed  
63 pursuant to subsection (c) of this section; and

64 (17) "Related person" means (A) a corporation, limited liability  
65 company, partnership, association or trust controlled by the qualified  
66 business, (B) an individual, corporation, limited liability company,  
67 partnership, association or trust that is in control of the qualified  
68 business, (C) a corporation, limited liability company, partnership,  
69 association or trust controlled by an individual, corporation, limited  
70 liability company, partnership, association or trust that is in control of  
71 the qualified business, or (D) a member of the same controlled group as  
72 the qualified business. For the purposes of this subdivision, "control"  
73 means (i) ownership, directly or indirectly, of stock possessing fifty per  
74 cent or more of the total combined voting power of all classes of the  
75 stock of a corporation entitled to vote, (ii) ownership, directly or  
76 indirectly, of fifty per cent or more of the capital or profits interest in a  
77 partnership, limited liability company or association, or (iii) ownership,  
78 directly or indirectly, of fifty per cent or more of the beneficial interest  
79 in the principal or income of a trust. The ownership of stock in a

80 corporation, of a capital or profits interest in a partnership, of a limited  
81 liability company or association or of a beneficial interest in a trust shall  
82 be determined in accordance with the rules for constructive ownership  
83 of stock provided in Section 267(c) of the Internal Revenue Code of 1986,  
84 or any subsequent corresponding internal revenue code of the United  
85 States, as amended from time to time, other than paragraph (3) of said  
86 section.

87 (b) There is established a JobsCT tax rebate program under which  
88 qualified businesses that create jobs in this state, in accordance with the  
89 provisions of this section, may be allowed a tax rebate, which shall be  
90 treated as a credit against the tax imposed under chapter 208 or 228z of  
91 the general statutes or as an offset of the tax imposed under chapter 207  
92 of the general statutes.

93 (c) (1) To be eligible to claim a rebate under this section, a qualified  
94 business shall apply to the commissioner in accordance with the  
95 provisions of this subsection. The application shall be on a form  
96 prescribed by the commissioner and may require information,  
97 including, but not limited to, the number of new FTEs to be created by  
98 the qualified business, the number of current FTEs employed by the  
99 qualified business, feasibility studies or business plans for the increased  
100 number of FTEs, projected state and local revenue that may reasonably  
101 derive as a result of the increased number of FTEs and any other  
102 information necessary to determine whether there will be net benefits to  
103 the economy of the municipality or municipalities in which the qualified  
104 business is primarily located and the state.

105 (2) Upon receipt of an application, the commissioner shall determine  
106 (A) whether the qualified business making the application will be  
107 reasonably able to meet the FTE hiring targets and other metrics as  
108 presented in such application, (B) whether such qualified business'  
109 proposed job growth would provide a net benefit to economic  
110 development and employment opportunities in the state, and (C)  
111 whether such qualified business' proposed job growth will exceed the  
112 number of jobs at the business that existed prior to January 1, 2020. The

113 commissioner may require the applicant to submit additional  
114 information to evaluate an application. Each qualified business making  
115 an application shall satisfy the requirements of this subdivision, as  
116 determined by the commissioner, to be eligible for the JobsCT tax rebate  
117 program.

118 (3) The commissioner, upon consideration of an application and any  
119 additional information, may approve an application in whole or in part  
120 or may approve an application with amendments. If the commissioner  
121 disapproves an application, the commissioner shall identify the defects  
122 in such application and explain the specific reasons for the disapproval.  
123 The commissioner shall render a decision on an application not later  
124 than ninety days after the date of its receipt by the commissioner.

125 (4) The commissioner may approve an application in whole or in part  
126 by a qualified business that creates new discretionary FTEs or may  
127 approve such an application with amendments if a majority of such new  
128 discretionary FTEs are individuals who (A) because of a disability, are  
129 receiving or have received services from the Department of Aging and  
130 Disability Services; (B) are receiving employment services from the  
131 Department of Mental Health and Addiction Services or participating in  
132 employment opportunities and day services, as defined in section 17a-  
133 226 of the general statutes, operated or funded by the Department of  
134 Developmental Services; (C) have been unemployed for at least six of  
135 the preceding twelve months; (D) have been convicted of a  
136 misdemeanor or felony; (E) are veterans, as defined in section 27-103 of  
137 the general statutes; (F) have not earned any postsecondary credential  
138 and are not currently enrolled in an postsecondary institution or  
139 program; or (G) are currently enrolled in a workforce training program  
140 fully or substantially paid for by the employer that results in such  
141 individual earning a postsecondary credential.

142 (5) The commissioner may combine approval of an application with  
143 the exercise of any of the commissioner's other powers, including, but  
144 not limited to, the provision of other financial assistance.

145 (6) The commissioner shall enter into a contract with an approved  
146 qualified business, which shall include, but need not be limited to, a  
147 requirement that the qualified business consent to the Department of  
148 Economic and Community Development's access of data compiled by  
149 other state agencies, including, but not limited to, the Labor  
150 Department, for the purposes of audit and enforcement and, if a  
151 qualified business is approved by the commissioner in accordance with  
152 subdivision (4) of this subsection, the required wage such business shall  
153 pay new discretionary FTEs to qualify for the tax rebates provided for  
154 in subsection (f) of this section.

155 (7) Upon signing a contract with an approved qualified business, the  
156 commissioner shall issue a rebate allocation notice stating the maximum  
157 amount of each rebate available to such business for the rebate period  
158 and the specific terms that such business shall meet to qualify for each  
159 rebate. Such notice shall certify to the approved qualified business that  
160 the rebates may be claimed by such business if it meets the specific terms  
161 set forth in the notice.

162 (d) For the purposes of this section, the FTE of a full-time job or part-  
163 time job is based on the hours worked or expected to be worked by an  
164 employee in a calendar year. A job in which an employee worked or is  
165 expected to work one thousand seven hundred fifty hours or more in a  
166 calendar year equals one FTE. A job in which an employee worked or is  
167 expected to work less than one thousand seven hundred fifty hours  
168 equals a fraction of one FTE, where the fraction is the number of hours  
169 worked in a calendar year divided by one thousand seven hundred fifty.  
170 The commissioner shall have the discretion to adjust the calculation of  
171 FTE.

172 (e) (1) In each calendar year of the rebate period, a qualified business  
173 approved by the commissioner pursuant to subdivision (3) of subsection  
174 (c) of this section that employs at least twenty-five new FTEs in this state  
175 by December thirty-first of the calendar year that is two calendar years  
176 prior to the calendar year in which the rebate is being claimed shall be  
177 allowed a rebate equal to the greater of the following amounts:

178 (A) The sum of:

179 (i) The lesser of (I) the new FTEs created in an opportunity zone or  
180 distressed municipality on December thirty-first of the calendar year  
181 that is two calendar years prior to the calendar year in which the rebate  
182 is being claimed, or (II) the new FTEs maintained in an opportunity zone  
183 or distressed municipality in the previous calendar year, multiplied by  
184 fifty per cent of the income tax that would be paid on the average wage  
185 of the new FTEs, as determined by the applicable marginal rate set forth  
186 in chapter 229 of the general statutes for an unmarried individual based  
187 solely on such wages; and

188 (ii) The lesser of (I) the new FTEs created on December thirty-first of  
189 the calendar year that is two calendar years prior to the calendar year in  
190 which the rebate is being claimed, or (II) the new FTEs maintained in a  
191 location other than an opportunity zone or distressed municipality in  
192 the previous calendar year, multiplied by twenty-five per cent of the  
193 income tax that would be paid on the average wage of the new FTEs, as  
194 determined by the applicable marginal rate set forth in chapter 229 of  
195 the general statutes for an unmarried individual based solely on such  
196 wages; or

197 (B) The greater of:

198 (i) One thousand dollars multiplied by the lesser of (I) the new FTEs  
199 created by December thirty-first of the calendar year that is two calendar  
200 years prior to the calendar year in which the rebate is being claimed, or  
201 (II) the new FTEs maintained in the calendar year immediately prior to  
202 the calendar year in which the rebate is being claimed; or

203 (ii) For tax credits earned, claimed or payable prior to January 1, 2024,  
204 two thousand dollars multiplied by the lesser of (I) the new FTEs created  
205 by December 31, 2021, or (II) the new FTEs maintained in the calendar  
206 year immediately prior to the calendar year in which the rebate is being  
207 claimed.

208 (2) In no event shall the rebate under this subsection exceed in any

209 calendar year of the rebate period five thousand dollars multiplied by  
210 the lesser of (A) the new FTEs created by December thirty-first of the  
211 calendar year that is two calendar years prior to the calendar year in  
212 which the rebate is being claimed, or (B) the new FTEs maintained in the  
213 calendar year immediately prior to the calendar year in which the rebate  
214 is being claimed.

215 (3) In no event shall an approved qualified business receive a rebate  
216 under this subsection in any calendar year of the rebate period if such  
217 business has not maintained at least twenty-five new FTEs in the  
218 calendar year immediately prior to the calendar year in which the rebate  
219 is being claimed.

220 (f) (1) In each calendar year of the rebate period, a qualified business  
221 approved by the commissioner pursuant to subdivision (4) of subsection  
222 (c) of this section that employs at least twenty-five new discretionary  
223 FTEs in this state by December thirty-first of the calendar year that is  
224 two calendar years prior to the calendar year in which the rebate is being  
225 claimed shall be allowed a rebate equal to the sum of the amount  
226 calculated pursuant to subdivision (1) of subsection (e) of this section  
227 and the greater of the following:

228 (A) The sum of:

229 (i) The lesser of the new discretionary FTEs (I) created in an  
230 opportunity zone or distressed municipality on December thirty-first of  
231 the calendar year that is two calendar years prior to the calendar year in  
232 which the rebate is being claimed, or (II) maintained in an opportunity  
233 zone or distressed municipality in the previous calendar year,  
234 multiplied by fifty per cent of the income tax that would be paid on the  
235 average wage of the new discretionary FTEs, as determined by the  
236 applicable marginal rate set forth in chapter 229 of the general statutes  
237 for an unmarried individual based solely on such wages; and

238 (ii) The lesser of the new discretionary FTEs (I) created on December  
239 thirty-first of the calendar year that is two calendar years prior to the



240 calendar year in which the rebate is being claimed, or (II) maintained in  
241 a location other than an opportunity zone or distressed municipality in  
242 the previous calendar year, multiplied by twenty-five per cent of the  
243 income tax that would be paid on the average wage of the new  
244 discretionary FTEs, as determined by the applicable marginal rate set  
245 forth in chapter 229 of the general statutes for an unmarried individual  
246 based solely on such wages; or

247 (B) The greater of:

248 (i) Seven hundred fifty dollars multiplied by the lesser of the new  
249 discretionary FTEs (I) created by December thirty-first of the calendar  
250 year that is two calendar years prior to the calendar year in which the  
251 rebate is being claimed, or (II) maintained in the calendar year  
252 immediately prior to the calendar year in which the rebate is being  
253 claimed; or

254 (ii) For tax credits earned, claimed or payable prior to January 1, 2024,  
255 one thousand five hundred dollars multiplied by the lesser of (I) the new  
256 FTEs created by December 31, 2021, or (II) the new FTEs maintained in  
257 the calendar year immediately prior to the calendar year in which the  
258 rebate is being claimed.

259 (2) In no event shall the rebate under this section exceed in any  
260 calendar year of the rebate period five thousand dollars multiplied by  
261 the lesser of the new discretionary FTEs (A) created by December thirty-  
262 first of the calendar year that is two calendar years prior to the calendar  
263 year in which the rebate is being claimed, or (B) maintained in the  
264 calendar year immediately prior to the calendar year in which the rebate  
265 is being claimed.

266 (3) In no event shall an approved qualified business receive a rebate  
267 under this subsection in any calendar year of the rebate period if such  
268 business has not maintained at least twenty-five new discretionary FTEs  
269 in the calendar year immediately prior to the calendar year in which the  
270 rebate is being claimed.

271 (g) (1) Notwithstanding the provisions of subdivisions (3) and (4) of  
272 subsection (c) of this section, the commissioner may not approve an  
273 application in whole or in part if the full amount of rebates that such  
274 applicant may be paid pursuant to subsection (e) or (f) of this section  
275 would result in the aggregate amount of rebates issued to all approved  
276 qualified businesses under this section exceeding forty million dollars  
277 in any fiscal year.

278 (2) Notwithstanding the provisions of subdivision (4) of subsection  
279 (c) of this section, the commissioner may not approve an application in  
280 whole or in part if the full amount of rebates that such applicant may be  
281 paid pursuant to subsection (f) of this section would result in the  
282 aggregate amount of rebates issued pursuant to subsection (f) of this  
283 section exceeding ten million dollars in any fiscal year.

284 (h) (1) A rebate under this section may be granted to an approved  
285 qualified business for not more than seven successive calendar years. A  
286 rebate shall not be granted until at least twenty-four months after the  
287 commissioner's approval of a qualified business' application.

288 (2) An approved qualified business that has fewer than twenty-five  
289 new FTEs created in each of two consecutive calendar years or, if such  
290 business is approved by the commissioner pursuant to subdivision (4)  
291 of subsection (c) of this section, fewer than twenty-five new  
292 discretionary FTEs in each of two consecutive calendar years shall  
293 forfeit all remaining rebate allocations, unless the commissioner  
294 recognizes mitigating circumstances of a regional or national nature,  
295 including, but not limited to, a recession.

296 (i) Not later than January thirty-first of each year during the rebate  
297 period, each approved qualified business shall provide information to  
298 the commissioner regarding the number of new FTEs or new  
299 discretionary FTEs created or maintained during the prior calendar year  
300 and the qualified wages of such new employees. Any information  
301 provided under this subsection shall be subject to audit by the  
302 Department of Economic and Community Development.

303 (j) Not later than March fifteenth of each year during the rebate  
304 period, the Department of Economic and Community Development  
305 shall issue the approved qualified business a rebate voucher that sets  
306 forth the amount of the rebate, as calculated pursuant to subsections (e)  
307 and (f) of this section, and the taxable year against which such rebate  
308 may be claimed. The approved qualified business shall claim such  
309 rebate as a credit against the taxes due under chapter 208 or 228z of the  
310 general statutes or as an offset of the tax imposed under chapter 207 of  
311 the general statutes. The commissioner shall annually provide to the  
312 Commissioner of Revenue Services a report detailing all rebate vouchers  
313 that have been issued under this section.

314 (k) Beginning on January 1, 2023, and annually thereafter, the  
315 commissioner, in consultation with the office of the State Comptroller  
316 and the Auditors of Public Accounts, shall submit a report to the Office  
317 of Policy and Management on the expenses of the JobsCT tax rebate  
318 program and the number of FTEs and discretionary FTEs created and  
319 maintained.

320 Sec. 2. (NEW) (*Effective July 1, 2021, and applicable to taxable years*  
321 *commencing on or after January 1, 2022*) As used in this section, "affected  
322 business entity" and "member" have the same meanings as provided in  
323 subsection (a) of section 12-699 of the general statutes. An affected  
324 business entity that receives a rebate under section 1 of this act shall  
325 claim such rebate as a credit against the tax due under chapter 228z of  
326 the general statutes. If the amount of the rebate allowed pursuant to  
327 section 1 of this act exceeds the liability for the tax imposed under  
328 chapter 228z of the general statutes, the Commissioner of Revenue  
329 Services shall treat such excess as an overpayment and shall refund the  
330 amount of such excess, without interest, to the taxpayer. With respect to  
331 an affected business entity granted a rebate pursuant to section 1 of this  
332 act, the credit available to the members of such entity pursuant to  
333 subdivision (1) of subsection (g) of section 12-699 of the general statutes  
334 shall be based upon the amount of tax due under chapter 228z of the  
335 general statutes from such entity prior to the application of the rebate

336 granted pursuant to section 1 of this act and any other payments made  
337 against such tax due.

338 Sec. 3. Subsection (b) of section 12-211a of the general statutes is  
339 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
340 *2021, and applicable to taxable years commencing on or after January 1, 2022*):

341 [(b) (1) For a calendar year commencing on or after January 1, 2011,  
342 and prior to January 1, 2013, the amount of tax credit or credits  
343 otherwise allowable against the tax imposed under this chapter for such  
344 calendar year may exceed the amount specified in subsection (a) of this  
345 section only by the amount computed under subparagraph (A) of  
346 subdivision (2) of this subsection, provided in no event may the amount  
347 of tax credit or credits otherwise allowable against the tax imposed  
348 under this chapter for such calendar year exceed one hundred per cent  
349 of the amount of tax due from such taxpayer under this chapter with  
350 respect to such calendar year of the taxpayer prior to the application of  
351 such credit or credits.

352 (2) (A) The taxpayer's average monthly net employee gain for a  
353 calendar year shall be multiplied by six thousand dollars.

354 (B) The taxpayer's average monthly net employee gain for a calendar  
355 year shall be computed as follows: For each month in the calendar year,  
356 the taxpayer shall subtract from the number of its employees in this state  
357 on the last day of such month the number of its employees in this state  
358 on the first day of the calendar year. The taxpayer shall total the  
359 differences for the twelve months in the calendar year, and such total,  
360 when divided by twelve, shall be the taxpayer's average monthly net  
361 employee gain for the calendar year. For purposes of this computation,  
362 only employees who are required to work at least thirty-five hours per  
363 week and only employees who were not employed in this state by a  
364 related person, as defined in section 12-217ii, within the twelve months  
365 prior to the first day of the calendar year may be taken into account in  
366 computing the number of employees.

367 (C) If the taxpayer's average monthly net employee gain is zero or  
368 less than zero, the taxpayer may not exceed the amount specified in  
369 subsection (a) of this section.]

370 (b) The amount of the rebate computed under section 1 of this act  
371 shall be treated as an offset of the tax due under chapter 207 and may  
372 exceed the amount specified in subsection (a) of this section. If the  
373 amount of the rebate allowed pursuant to section 1 of this act exceeds  
374 the taxpayer's liability for the tax imposed under this chapter, the  
375 commissioner shall treat such excess as an overpayment and shall  
376 refund the amount of such excess, without interest, to the taxpayer.

377 Sec. 4. Subsection (b) of section 12-217zz of the general statutes is  
378 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
379 *2021, and applicable to taxable years commencing on or after January 1, 2022*):

380 [(b) (1) For an income year commencing on or after January 1, 2011,  
381 and prior to January 1, 2013, the amount of tax credit or credits  
382 otherwise allowable against the tax imposed under this chapter for such  
383 income year may exceed the amount specified in subsection (a) of this  
384 section only by the amount computed under subparagraph (A) of  
385 subdivision (2) of this subsection, provided in no event may the amount  
386 of tax credit or credits otherwise allowable against the tax imposed  
387 under this chapter for such income year exceed one hundred per cent of  
388 the amount of tax due from such taxpayer under this chapter with  
389 respect to such income year of the taxpayer prior to the application of  
390 such credit or credits.

391 (2) (A) The taxpayer's average monthly net employee gain for an  
392 income year shall be multiplied by six thousand dollars.

393 (B) The taxpayer's average monthly net employee gain for an income  
394 year shall be computed as follows: For each month in the taxpayer's  
395 income year, the taxpayer shall subtract from the number of its  
396 employees in this state on the last day of such month the number of its  
397 employees in this state on the first day of its income year. The taxpayer

398 shall total the differences for the twelve months in such income year,  
399 and such total, when divided by twelve, shall be the taxpayer's average  
400 monthly net employee gain for the income year. For purposes of this  
401 computation, only employees who are required to work at least thirty-  
402 five hours per week and only employees who were not employed in this  
403 state by a related person, as defined in section 12-217ii, within the twelve  
404 months prior to the first day of the income year may be taken into  
405 account in computing the number of employees.

406 (C) If the taxpayer's average monthly net employee gain is zero or  
407 less than zero, the taxpayer may not exceed the seventy per cent limit  
408 imposed under subsection (a) of this section.]

409 (b) The amount of the rebate computed under section 1 of this act  
410 shall be treated as a credit and may exceed the amount specified in  
411 subsection (a) of this section. If the amount of the rebate allowed  
412 pursuant to section 1 of this act exceeds the taxpayer's liability for the  
413 tax imposed under this chapter, the commissioner shall treat such excess  
414 as an overpayment and shall refund the amount of such excess, without  
415 interest, to the taxpayer.

416 Sec. 5. Section 12-217aa of the general statutes is repealed and the  
417 following is substituted in lieu thereof (*Effective July 1, 2021, and*  
418 *applicable to income years beginning on or after January 1, 2022*):

419 (a) Except as otherwise provided in section 12-217t and subsection (c)  
420 of this section, whenever a company is eligible to claim more than one  
421 corporation business tax credit, the credits shall be claimed for the  
422 income year in the following order: (1) Any credit that may be carried  
423 backward to a preceding income year or years shall first be claimed (A)  
424 with any credit carry-back that will expire first being claimed before any  
425 credit carry-back that will expire later or will not expire at all, and (B) if  
426 the credit carry-backs will expire at the same time, in the order in which  
427 the company may receive the maximum benefit; (2) any credit that may  
428 not be carried backward to a preceding income year or years and that  
429 may not be carried forward to a succeeding income year or years shall

430 next be claimed, in the order in which the company may receive the  
431 maximum benefit; and (3) any credit that may be carried forward to a  
432 succeeding income year or years shall next be claimed (A) with any  
433 credit carry-forward that will expire first being claimed before any  
434 credit carry-forward that will expire later or will not expire at all, and  
435 (B) if the credit carry-forwards will expire at the same time, in the order  
436 in which the company may receive the maximum benefit.

437 (b) In no event shall any credit be claimed more than once.

438 (c) The rebate allowed pursuant to section 1 of this act shall be  
439 claimed after all other credits have been claimed.

440 Sec. 6. (NEW) (*Effective July 1, 2021*) (a) As used in this section:

441 (1) "Dislocated worker" means an individual who:

442 (A) (i) Has been terminated or laid off, or has received a notice of  
443 termination or layoff, from employment; (ii) is eligible for or has  
444 exhausted entitlement to unemployment compensation or has been  
445 employed for a duration sufficient to demonstrate, to the appropriate  
446 entity at a one-stop center referred to in Section 134(c) of the federal  
447 Workforce Innovation and Opportunity Act of 2014, P.L. 113-128, as  
448 amended from time to time, attachment to the workforce, but is not  
449 eligible for unemployment compensation due to insufficient earnings or  
450 having performed services for an employer that were not covered under  
451 chapter 567 of the general statutes; or (iii) is unlikely to return to a  
452 previous industry or occupation;

453 (B) (i) Has been terminated or laid off, or has received a notice of  
454 termination or layoff, from employment as a result of any permanent  
455 closure of, or any substantial layoff at, a plant, facility or enterprise; (ii)  
456 is employed at a facility at which the employer has made a general  
457 announcement that such facility will close within one hundred eighty  
458 days; or (iii) for purposes of eligibility to receive services, other than  
459 training services described in subdivision (14) of subsection (b) of  
460 section 31-11p of the general statutes, as amended by this act, intensive

461 services described in subdivision (13) of subsection (b) of said section,  
462 or supportive services, is employed at a facility at which the employer  
463 has made a general announcement that such facility will close;

464 (C) Was self-employed, including employment as a farmer, rancher  
465 or fisherman, but is unemployed as a result of general economic  
466 conditions in the community in which the individual resides or because  
467 of natural disasters; or

468 (D) Is a displaced homemaker;

469 (2) "Displaced homemaker" means an individual who has been  
470 providing unpaid services to family members in the home and who (A)  
471 has been dependent on the income of another family member, but is no  
472 longer supported by that income; and (B) is unemployed or  
473 underemployed and is experiencing difficulty in obtaining or  
474 upgrading employment;

475 (3) "Economic development financial assistance" means any grant,  
476 loan or loan guarantee, or combination thereof, or any tax credits  
477 approved pursuant to chapter 578 of the general statutes, provided to a  
478 business for the purpose of economic development;

479 (4) "Low-income individual" means an individual whose family  
480 income is less than three hundred per cent of the federal poverty level  
481 for the prior calendar year;

482 (5) "Nontraditional employment" means occupations or fields of  
483 work for which individuals from one gender comprise less than twenty-  
484 five per cent of the individuals employed in each such occupation or  
485 field of work; and

486 (6) "Veteran" means any person who is a member of, was honorably  
487 discharged from or released under honorable conditions from active  
488 service in the armed forces, as defined in section 27-103 of the general  
489 statutes.



490 (b) Notwithstanding any provision of the general statutes, the  
491 Commissioner of Economic and Community Development shall give  
492 priority to applicants for economic development financial assistance  
493 who demonstrate a willingness, as determined by the commissioner, to  
494 make jobs available to unemployed individuals, low-income  
495 individuals, dislocated workers, individuals training for nontraditional  
496 employment, veterans and individuals with disabilities to the extent  
497 consistent with any state or regional economic development strategy.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021, and applicable to taxable years commencing on or after January 1, 2022</i>	New section
Sec. 2	<i>July 1, 2021, and applicable to taxable years commencing on or after January 1, 2022</i>	New section
Sec. 3	<i>July 1, 2021, and applicable to taxable years commencing on or after January 1, 2022</i>	12-211a(b)
Sec. 4	<i>July 1, 2021, and applicable to taxable years commencing on or after January 1, 2022</i>	12-217zz(b)
Sec. 5	<i>July 1, 2021, and applicable to income years beginning on or after January 1, 2022</i>	12-217aa
Sec. 6	<i>July 1, 2021</i>	New section

**CE** Joint Favorable Subst.