

# WEST VIRGINIA CODE: §11-13I-3

## **§11-13I-3. Application of credit; limitation of credit; tax commissioner to promulgate forms and legislative rule; notice of credit.**

(a) The credit allowed in this article shall be first applied to a taxpayer's business franchise tax liability, and then to either the taxpayer's personal income tax liability or corporation net income tax liability, as the case may be.

(b) The credit allowed in this article shall not exceed \$10,000 per year and shall not be refundable, nor carried forward nor backward to other tax years.

(c) The State Tax Commissioner shall promulgate legislative rules pursuant to chapter twenty-nine-a of this code regarding the applicability, method of claiming of the credit, recapture of the credit and documentation necessary to claim the credit herein allowed.

(d) The State Tax Commissioner shall develop a written notice setting forth the availability of this credit and shall transmit this notice to the Department of Health to be distributed to potential employers of the Colin Anderson Center to make such employers aware of the tax credit allowed herein. The Department of Health shall distribute notice of the credit allowed herein as widely as possible to potential employers.