



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 281 be amended to read as follows:

- 1 Page 2, between lines 20 and 21, begin a new paragraph and insert:
- 2 "SECTION 1. IC 5-28-6-9.5 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2026]: **Sec. 9.5. (a) As used in this section, "foreign adversary"**
- 5 **means a country described in 15 CFR 791.2 as in effect on July 1,**
- 6 **2026.**
- 7 **(b) The corporation may not certify an applicable tax credit to**
- 8 **a taxpayer if the corporation determines that the taxpayer is:**
- 9 **(1) organized under the laws of a country that is a foreign**
- 10 **adversary;**
- 11 **(2) headquartered in a country that is a foreign adversary; or**
- 12 **(3) majority owned by an organization that is an agency or**
- 13 **instrumentality of a foreign adversary, or is a business that is**
- 14 **an organization that is organized or headquartered under a**
- 15 **foreign adversary.**
- 16 **(c) The corporation shall require an applicant to, under**
- 17 **penalties of perjury, affirm that the applicant is not prohibited**
- 18 **from certification under subsection (b).**
- 19 **(d) If the corporation determines that a certification under this**
- 20 **section is materially false, the corporation shall:**
- 21 **(1) revoke the certification; and**
- 22 **(2) require repayment of any benefit received."**

- 1 Renumber all SECTIONS consecutively.
(Reference is to ESB 281 as printed February 12, 2026.)

Representative Ireland