NEBRASKA

Good Life. Great Opportunity.

DEPT. OF ECONOMIC DEVELOPMENT

Jim Pillen, Governor

October 20, 2026

Nebraska Legislature
Revenue Committee
State Capitol
P.O. Box 94604
1445 K Street
Lincoln, NE 68509

Dear Senators,

In accordance with Neb. Rev. Stat. § 77-6610 of the Renewable Chemical Production Tax Credit Act, the Department of Economic Development and the Department of Revenue herein submit this annual report.

The Department of Economic Development and Department of Revenue appreciate the Legislature's continued support for and commitment to Nebraska's people and communities.

Respectfully,

Maureen Larsen
Director of Economic Development
State of Nebraska

James R. Kamm
Tax Commissioner
State of Nebraska

**Department of Economic Development**
245 Fallbrook Blvd, Suite 002
Lincoln, Nebraska 68521 USA
**Office** 800-426-6505
**Statewide Relay** 800-833-0920 (voice)

**Renewable Chemical Production Tax Credit Act Annual Report to Revenue Committee**
(Neb. Rev. Stat. §§ 77-6601 to 77-6611)

Pursuant to Neb. Rev. Stat. § 77-6610 of the Renewable Chemical Production Tax Credit Act ("Act"), the Department of Economic Development ("DED") and the Department of Revenue ("DOR") submit the following annual report covering the 2025 calendar year.

## I. Overview

Under the Act, certified eligible businesses may earn refundable tax credits for Nebraska-based production of renewable chemicals (as defined in Neb. Rev. Stat. § 77-6603(7)). The calculation of tax credits is statutorily prescribed as "an amount equal to the product of seven and one-half cents multiplied by the number of pounds of renewable chemicals produced in this state by the eligible business during each calendar year in excess of the eligible business's pre-eligibility production threshold" and is capped at $1.5 million per year per eligible business. (Neb. Rev. Stat. § 77-6607(1)). DED may approve up to three million in tax credits for calendar years 2022 and 2023 and up to six million dollars in tax credits for calendar years 2024 and 2025. The Director shall not approve any program certification applications for eligible businesses for calendar years 2026 through 2029. For calendar year 2030 and each calendar year thereafter, the director may approve program certification applications for eligible businesses for a total of up to six million dollars in tax credits per calendar year. (Neb. Rev. Stat. § 77-6605).

To receive tax credits under the Act, a business must apply to DED to be certified as an eligible business. To be certified as an eligible business, the applicant must: (i) produce at least one million pounds of a renewable chemical in Nebraska during the calendar year for which tax credits are sought, (ii) be physically located in Nebraska, (iii) have organized, expanded, or located in Nebraska on or after January 1, 2021, and (iv) be compliant with all agreements entered into under the Act and any other tax credit or programs administered by DED or DOR. If an applicant is certified by DED as an eligible business to receive tax credits, it will enter into an agreement with DED which will specify the maximum amount of tax credits available to the eligible business for the calendar year. Issuance of tax credits is subject to DOR's subsequent verification of eligible business' renewable chemical production levels for the relevant periods.

## II. Reports

Pursuant to Neb. Rev. Stat. §§ 77-6609 and 77-6610(2), to protect the presumption of confidentiality, DED and DOR are required to report all information in the aggregate to prevent information being attributable to any particular eligible business, except as provided in Neb. Rev. Stat. § 77-6610(1)(h). For each eligible business which received tax credits during each calendar year the report shall include: (i) the identity of a tax credit recipient, (ii) the amount of such tax credits, and (iii) the manner in which the eligible business first qualified as an eligible business, whether by organizing, expanding, or locating in the state. All other information or record is presumed to be a trade secret and is statutorily required to be kept confidential. (Neb. Rev. Stat. § 77-6609).

(a) 2025 Calendar Year Report Pursuant to Neb. Rev. Stat. § 77-6610

Pursuant to Neb. Rev. Stat. § 77-6610 and legislative changes[1] under LB 1048 (2026), the DED and DOR submit this report for the amended October 31st deadline. The original report[2] for the 2025 calendar year was submitted on January 29, 2026, and amounts reported for the 2025 calendar year remain unchanged.

| Section 77-6610(1) | Response |
|---|---|
| (a) The aggregate number of pounds, and a list of each type, of renewable chemicals produced in Nebraska by all recipients (i) during the calendar year prior to the calendar year for which each recipient first received tax credits and (ii) for each calendar year thereafter; | 0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |
| (b) The aggregate sales of all renewable chemicals produced by all recipients in each calendar year for which there are at least five recipients; | $0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |
| (c) The aggregate number of pounds, and a list of each type, of biomass feedstock used in the production of renewable chemicals in Nebraska by all recipients (i) during the calendar year prior to the calendar year for which each recipient first received tax credits and (ii) for each calendar year thereafter; | 0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |
| (d) The number of employees located in Nebraska of all recipients (i) during the calendar year prior to the calendar year for which each recipient first received tax credits and (ii) for each calendar year thereafter; | 0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |
| (e) The number and aggregate amount of tax credits issued for each calendar year; | 0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and |

[1] https://nebraskalegislature.gov/FloorDocs/109/PDF/Slip/LB1048.pdf

[2] https://nebraskalegislature.gov/FloorDocs/109/PDF/Agencies/Economic_Development__Department_of/831_20260129-102845.pdf

| | |
|---|---|
| | DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |
| (f) The number of eligible businesses placed on the wait list for each calendar year and the total number of eligible businesses remaining on the wait list at the end of that calendar year; | 0 – No eligible businesses have been placed on the waitlist. Pursuant to Neb. Rev. Stat. § 77-6605, the director shall not approve any program certification applications for eligible businesses for calendar years 2026 through 2029. |
| (g) The dollar amount of tax credit claims placed on the wait list for each calendar year and the total dollar amount of tax credit claims remaining on the wait list at the end of that calendar year; | $0 – No eligible businesses have been placed on the waitlist. Pursuant to Neb. Rev. Stat. § 77-6605, the director shall not approve any program certification applications for eligible businesses for calendar years 2026 through 2029. |
| (h) For each eligible business which received tax credits during each calendar year: (i) The identity of the eligible business; (ii) the amount of the tax credits; and (iii) the manner in which the eligible business first qualified as an eligible business, whether by organizing, expanding, or locating in the state; and | 2023, (i) Viridis Chemical, LLC, (ii) 566,583.00 (iii) Locating in the State<br>2024, (i) Viridis Chemical, LLC, (ii) 1,370,273.77 (iii) Locating in the State<br>2025, N/A |
| (i) The total amount of all tax credits claimed during each calendar year, and the portion issued as refunds. | 0 – At the time of this report, in calendar year 2026, no eligible businesses have claimed tax credits. Only one (1) eligible business was approved for tax credits, which does not allow for the reporting in the aggregate. DED and DOR report the following information required under Neb. Rev. Stat. § 77-6610(1)(h). |

**END OF REPORT.**