

Section III. Qualifications

1. Employment and payroll information:

In providing all the information requested below:

- use full-time equivalent employees (FTEs) calculated by dividing the total hours paid in a year by the product of 40 times the number of weeks of payroll in the year). For example, if a company paid 10,400 hours of work time (including 10,000 regular hours and 400 vacation hours) over the course of a 52-week payroll, the calculation would be (10,400 hours) / (40 x 52 weeks). The FTE calculation in this example is 5 FTEs.
- use the most recent payroll period (verification of payroll will be required as a condition of certification)
- wages include cash compensation and benefits

a. The business is pre-payroll and has no employees. If checked, skip b. thru e; go to 2.

b. At least 51% of the business' employees are employed in Nebraska.

Total number of employees everywhere: _____

Number of employees employed in Nebraska: _____

d. At least 51% of the business' payroll is paid or incurred in Nebraska.

Total payroll everywhere: _____

Payroll in Nebraska: _____

e. Attach most recent payroll register (evidencing payroll for employees everywhere)

2. Type of business (check one that best applies):

a. This business is engaged in, or is committed to engage in, innovation in Nebraska in the following as its *primary* business activity:

Using proprietary technology to add value to a product, process, or service in a qualified high-technology field; or

Researching, developing, or producing a proprietary product, process, or service in a qualified high-technology field.

“Qualified high-technology fields” includes but is not limited to aerospace, agricultural processing, renewable energy, energy efficiency and conservation, environmental engineering, food technology, cellulosic ethanol, information technology, materials science technology, nanotechnology, telecommunications, biotechnology, medical device products, pharmaceuticals, diagnostics, biologicals, chemistry, veterinary science, and similar fields.

b. The business is (check one that best applies):

- Engaged in one of the forgoing; or
- Committing to engage in one of the foregoing as described below:

c. The business is NOT engaged in political consulting, leisure, hospitality, or professional services provided by attorneys, accountants, physicians, or health care consultants, except for activities listed in Item 2(a) above?

- True
- or
- False

d. Describe your business' primary business activity, including:

- The high-technology field in which it operates
- The (i) proprietary technology that it owns or licenses or that it is developing, and/or (ii) the proprietary product, process, or service that it is researching, developing, or producing

3. The Nebraska Department of Economic Development has not previously approved and allocated more than \$1,000,000 in tax credits under the Nebraska Angel Investment Credit Program at any time, whether or not any such credits may have been recaptured under applicable law.

True

or

False

**Section IV. Certifications
Representations and Authorizations**

The undersigned certifies that it has been advised, acknowledges, and understands that no action taken by the State of Nebraska, the Nebraska Department of Economic Development, or by any employee, agent, or official of the State has been intended or shall be construed to:

(a) constitute an endorsement or recommendation of any business, its business activities, the quality of management of the business, the potential for earnings or of any financial investments made or proposed by any person or entity in the business, as a result of or related to the business' certification as a qualified small business pursuant to the provisions of the Nebraska Angel Investment Tax Credit Act;

(b) constitute an endorsement or recommendation of the financial condition of, or of the business activities of, any investor or fund that has been certified as either a qualified investor or qualified fund under the Angel Tax Investment Tax Credit Act;

(c) provide any assurance that a business as a qualified small business, or any investor or fund certified as a qualified investor or qualified fund, or any investment classified as a qualified investment, under the Angel Investment Tax Credit Act, is in compliance with any and all applicable federal and state securities or tax laws and regulations; or

(d) relieve any business or any person or business entity associated with it from any obligation to comply in full with the requirements of any and all applicable federal and state securities and tax laws and regulations.

The undersigned further certifies that has been advised, acknowledges, and understands that:

(a) the State of Nebraska, the Nebraska Department of Economic Development, and the employees, agents, and officials of the State are not selling, offering to sell, or soliciting an offer to buy any securities by any of their actions or activities under the Angel Tax Investment Tax Credit Act;

(b) the State of Nebraska, the Nebraska Department of Economic Development, and the employees, agents, and officials of the State are not acting as a broker or dealer by any of their actions or activities under the Angel Tax Investment Tax Credit Act; and

(c) the State of Nebraska, the Nebraska Department of Economic Development, and the employees, agents, and officials of the State are not acting as an investment advisor by any of their actions or activities under the Angel Tax Investment Tax Credit Act.

Signature

Title

Date

Resolution Required

Attach a resolution or other documentation evidencing the authority of the above representative of the business to apply for certification and to execute Angel Investment Tax Credit Program documents. For example, a company should attach a copy of the board's resolution authorizing the representative to apply for small business certification and to execute certification applications, credit allocation applications, and other Angel Investment Tax Credit Program documents.

Mail completed application and attachments to:

Nebraska Department of Economic Development
Community and Rural Development Director/AITC Coordinator
301 Centennial Mall South
P.O. Box 94666
Lincoln, Nebraska 68509-4666

<http://www.neded.org/angelinvestmenttaxcredit>

Attachment "A"
Business Industry Sector

- 1 Agriculture, Forestry, Fishing and Hunting
- 2 Mining, Quarrying, and Oil and Gas Extraction
- 3 Utilities
- 4 Construction
- 5 Manufacturing
- 6 Wholesale Trade
- 7 Retail Trade
- 8 Transportation and Warehousing
- 9 Information
- 10 Finance and Insurance
- 11 Real Estate and Rental and Leasing
- 12 Professional, Scientific, and Technical Services
- 13 Management of Companies and Enterprises
- 14 Administrative and Support and Waste Management and Remediation Services
- 15 Educational Services
- 16 Health Care and Social Assistance
- 17 Arts, Entertainment, and Recreation
- 18 Accommodation and Food Services
- 19 Other Services (except Public Administration)
- 20 Public Administration