

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 29, 2019

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB19-1159 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 2, after line 1 insert:
- 2 **"SECTION 1. Legislative declaration.** The general assembly
- 3 hereby finds and declares that the purpose of this act is to extend the
- 4 income tax credits for the purchase or lease of alternative fuel motor
- 5 vehicles, to clarify the availability of the credits for motor vehicles
- 6 powered by hydrogen fuel, to address the availability of the credit for
- 7 transportation network companies that provide category 1 vehicles for
- 8 short-term rentals to their drivers, and to adjust the amounts of the
- 9 available credits."
- 10 Renumber succeeding sections accordingly.
- 11 Page 2, line 3, strike "(4)(a)(III)," and strike "**add (4)(a)(III.5)**" and
- 12 substitute "**add (4)(a)(V)**".
- 13 Page 2, strike lines 10 through 15 and substitute:
- 14 "(III) Is propelled to a significant extent by: ~~an electric motor that~~
- 15 ~~draws electricity from a battery that:~~
- 16 (A) ~~Has a~~ AN ELECTRIC MOTOR THAT DRAWS ELECTRICITY FROM
- 17 A battery THAT HAS A capacity of not less than four kilowatt hours and IS
- 18 CAPABLE OF BEING RECHARGED FROM AN EXTERNAL SOURCE OF
- 19 ELECTRICITY; OR
- 20 (B) ~~Is capable of being recharged from an external source of~~

1 ~~electricity~~ POWER DERIVED FROM ONE OR MORE CELLS WHICH CONVERT
2 CHEMICAL ENERGY DIRECTLY INTO ELECTRICITY BY COMBINING OXYGEN
3 WITH HYDROGEN FUEL WHICH IS STORED ON BOARD THE VEHICLE IN ANY
4 FORM AND MAY OR MAY NOT REQUIRE REFORMATION PRIOR TO USE."

5 Page 2, strike lines 24 through 26 and substitute:

6 "(a) **Category 1.** (IV) With respect to the tax years commencing
7 on or after January 1, 2021, but prior to ~~January 1, 2022~~ JANUARY 1,
8 2023, two thousand five hundred dollars for a purchase or one thousand
9 five hundred dollars for a lease.

10 (V) WITH RESPECT TO THE TAX YEARS COMMENCING ON OR AFTER
11 JANUARY 1, 2023, BUT PRIOR TO JANUARY 1, 2026, TWO THOUSAND
12 DOLLARS FOR A PURCHASE OR ONE THOUSAND FIVE HUNDRED DOLLARS
13 FOR A LEASE."

14 Page 3, strike lines 1 through 17 and substitute:

15 "(9.5) WITH RESPECT TO THE TAX YEARS COMMENCING ON OR
16 AFTER JANUARY 1, 2019, A TRANSPORTATION NETWORK COMPANY, AS
17 DEFINED IN SECTION 40-10.1-602 (3), OR A THIRD-PARTY VEHICLE
18 SUPPLIER THAT CONTRACTS WITH A TRANSPORTATION NETWORK COMPANY
19 TO PROVIDE CATEGORY 1 MOTOR VEHICLES FOR SHORT-TERM RENTAL TO
20 TRANSPORTATION NETWORK COMPANY DRIVERS, AS DEFINED IN SECTION
21 40-10.1-602 (4), THAT ENTERS INTO LONG-TERM LEASES WITH A DURATION
22 OF NOT LESS THAN TWO YEARS FOR CATEGORY 1 MOTOR VEHICLES SHALL
23 BE TREATED AS HAVING PURCHASED EACH CATEGORY 1 MOTOR VEHICLE
24 FOR PURPOSES OF THE CREDIT CALCULATION SPECIFIED IN SUBSECTION
25 (4)(a) OF THIS SECTION IF THE VEHICLES ARE OFFERED TO
26 TRANSPORTATION NETWORK COMPANY DRIVERS, AS DEFINED IN SECTION
27 40-10.1-602 (4), FOR SHORT-TERM RENTAL PERIODS OF NOT MORE THAN
28 SIXTY DAYS."

29 Page 3, line 20, after "**amend**" insert "(1)(h), (1)(i), (1)(r)(III),".

30 Page 3, strike line 23 and substitute:

31 "**repeal.** (1) As used in this section, unless the context otherwise
32 requires:

33 (h) "Category 4 B" means original equipment manufacturer trucks
34 that are equipped to operate on liquified natural gas. ~~or on hydrogen.~~ For

1 purposes of this ~~paragraph (h)~~ SUBSECTION (1)(h), "operate on liquified
2 natural gas" ~~or on hydrogen~~ means a truck that operates exclusively on
3 liquified natural gas, ~~or on hydrogen~~, or a bi-fuel truck with a multi-fuel
4 engine capable of running on either liquified natural gas or traditional
5 fuel, ~~or on either hydrogen or traditional fuel~~, or a dual-fuel truck with a
6 multi-fuel engine capable of running on both liquified natural gas and
7 traditional fuel. ~~or on both hydrogen and traditional fuel.~~

8 (i) "Category 4 C" means liquefied natural gas ~~or hydrogen~~
9 conversions certified by the United States environmental protection
10 agency. For purposes of this ~~paragraph (i)~~ SUBSECTION (1)(i), "liquefied
11 natural gas ~~or hydrogen~~ conversions" means a conversion to a truck that
12 operates exclusively on liquefied natural gas, ~~or on hydrogen~~, or a bi-fuel
13 truck with a multi-fuel engine capable of running on either liquefied
14 natural gas or traditional fuel, ~~or on either hydrogen or traditional fuel~~, or
15 a dual-fuel truck with a multi-fuel engine capable of running on both
16 liquified natural gas and traditional fuel. ~~or on both hydrogen and~~
17 ~~traditional fuel.~~

18 (r) "Electric truck" or "plug-in hybrid electric truck" means a truck
19 that:

20 (III) Is propelled to a significant extent by: ~~an electric motor that~~
21 ~~draws electricity from a battery that.~~

22 (A) ~~Has a~~ AN ELECTRIC MOTOR THAT DRAWS ELECTRICITY FROM
23 A battery THAT HAS A capacity of not less than four kilowatt hours and IS
24 CAPABLE OF BEING RECHARGED FROM AN EXTERNAL SOURCE OF
25 ELECTRICITY; OR

26 (B) ~~Is capable of being recharged from an external source of~~
27 ~~electricity~~ POWER DERIVED FROM ONE OR MORE CELLS WHICH CONVERT
28 CHEMICAL ENERGY DIRECTLY INTO ELECTRICITY BY COMBINING OXYGEN
29 WITH HYDROGEN FUEL WHICH IS STORED ON BOARD THE VEHICLE IN ANY
30 FORM AND MAY OR MAY NOT REQUIRE REFORMATION PRIOR TO USE.

31 (8.3) **Category 7 purchase.** (a) Except as provided in
32 subsection".

33 Page 4, strike lines 4 through 17 and substitute:

1

Income tax year commencing:				
	1/1/2017 but before 1/1/2020	1/1/2020 but before 1/1/2021	1/1/2021 but before 1/1/2022 1/1/2023	1/1/2023 <i>but before</i> 1/1/2026
Light duty passenger motor vehicle over 8,500 GVWR	\$5,000	\$4,000	\$2,500	\$2,000
Light duty electric truck	\$7,000	\$5,500	\$3,500	\$2,800
Medium duty electric truck	\$10,000	\$8,000	\$5,000	\$4,000
Heavy duty truck	\$20,000	\$16,000	\$10,000	\$8,000

2

3

4

5

6

7

8

9

10

11

12

13

14 Page 5, strike lines 2 through 15 and substitute:

15

Income tax year commencing:			
	1/1/2017 but before 1/1/2020	1/1/2020 but before 1/1/2021	1/1/2021 but before 1/1/2022 1/1/2026
Light duty passenger motor vehicle over 8,500 GVWR	\$2,500	\$2,000	\$1,500
Light duty electric truck	\$3,500	\$2,750	\$1,750
Medium duty electric truck	\$5,000	\$4,000	\$2,500
Heavy duty truck	\$10,000	\$8,000	\$5,000

16

17

18

19

20

21

22

23

24

25

26

27

** ** ** *