

CHAPTER 195

**TAXATION**

**HOUSE BILL 05-1290**

BY REPRESENTATIVE(S) Pommer, Cerbo, Coleman, Frangas, Green, Lindstrom, Madden, Marshall, McFadyen, McGihon, Merrifield, Paccione, Plant, Solano, Todd, and Gallegos;  
also SENATOR(S) Tupa, Bacon, Fitz-Gerald, Grossman, Hanna, Shaffer, Veiga, Williams, and Windels.

**AN ACT**

**CONCERNING INCENTIVES TO INCREASE THE USE OF VEHICLES THAT USE ALTERNATIVE FUELS, AND, IN CONNECTION THEREWITH, EXTENDING THE INCOME TAX CREDIT FOR THE PURCHASE OF CERTAIN ALTERNATIVE FUEL VEHICLES.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 39-22-516 (2.5) (d) (I), Colorado Revised Statutes, is amended to read:

**39-22-516. Tax credit for purchase of vehicles using alternative fuels.** (2.5) (d) (I) For the purposes of paragraph (c) of this subsection (2.5), except as otherwise provided in subparagraph (II) of this paragraph (d), the percentage of the difference in actual cost incurred or the percentage of the actual cost incurred that may be claimed as a credit pursuant to paragraph (b) of this subsection (2.5) shall be as follows:

<b>Certification level:</b>	<b>Tax years commencing on or after July 1, 1998, but prior to July 1, 2006: JANUARY 1, 2007:</b>	<b>Tax years commencing on or after July 1, 2006, JANUARY 1, 2007, but prior to July 1, 2009: JANUARY 1, 2010:</b>	<b>Tax years commencing on or after July 1, 2009, JANUARY 1, 2010, but prior to July 1, 2011: JANUARY 1, 2012:</b>
Low-emitting vehicle	50%	<del>25%</del> 50%	<del>0%</del> 25%

*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

Ultra-low-emitting vehicle or inherently low-emitting vehicle	75%	<del>50%</del> 75%	<del>25%</del> 50%
Zero-emitting vehicle	85%	<del>75%</del> 85%	<del>50%</del> 75%

**SECTION 2. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution (August 10, 2005, if adjournment sine die is on May 11, 2005); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: June 1, 2005