

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB22-138 be amended as follows:

1 Amend the Transportation and Energy Committee Report, dated March
2 15, 2022, page 5, after line 31 insert:

3 "Page 11 of the bill, strike lines 23 through 27.

4 Page 12 of the bill, strike lines 1 through 5 and substitute "SUBSECTION
5 (4) OF THIS SECTION DETAILING THE SALES OF NEW, ELECTRIC-POWERED,
6 SMALL OFF-ROAD EQUIPMENT, AS REPORTED BY TAXPAYERS CLAIMING THE
7 CREDIT AUTHORIZED UNDER SUBSECTION (2) OF THIS SECTION.

8 (2) (a) FOR INCOME TAX YEARS COMMENCING ON OR AFTER
9 JANUARY 1, 2023, BUT BEFORE JANUARY 1, 2030, A TAXPAYER IS
10 ALLOWED A CREDIT AGAINST THE TAX IMPOSED PURSUANT TO THIS
11 ARTICLE 22 IN AN AMOUNT EQUAL TO THIRTY PERCENT OF THE AGGREGATE
12 PURCHASE PRICE FOR ALL RETAIL SALES, AS THOSE TERMS ARE DEFINED IN
13 SECTION 39-26-102, OF NEW, ELECTRIC-POWERED, SMALL OFF-ROAD
14 EQUIPMENT THAT THE TAXPAYER SOLD IN THE STATE DURING THE TAX
15 YEAR.

16 (b) IN ORDER TO QUALIFY FOR THE CREDIT ALLOWED UNDER THIS
17 SUBSECTION (2), THE TAXPAYER SHALL PROVIDE A PURCHASER OF A PIECE
18 OF NEW, ELECTRIC-POWERED, SMALL OFF-ROAD EQUIPMENT, A THIRTY
19 PERCENT DISCOUNT FROM THE PURCHASE PRICE OF THE PIECE OF NEW,
20 ELECTRIC-POWERED, SMALL OFF-ROAD EQUIPMENT AND SHALL SHOW THE
21 DISCOUNT AS A SEPARATE ITEM ON THE RECEIPT OR INVOICE PROVIDED TO
22 THE PURCHASER.

23 (c) TO DETERMINE WHETHER A TAXPAYER SOLD NEW,
24 ELECTRIC-POWERED, SMALL OFF-ROAD EQUIPMENT IN THIS STATE, THE
25 RULES OF SECTION 39-26-104 (3)(a) APPLY."

26 Page 12 of the bill, strike lines 23 through 26 and substitute "AUDITOR A
27 REPORT DETAILING THE SALES OF NEW, ELECTRIC-POWERED, SMALL
28 OFF-ROAD EQUIPMENT, AS REPORTED BY TAXPAYERS CLAIMING THE
29 CREDIT AUTHORIZED UNDER SUBSECTION (2) OF THIS SECTION. THE TAX
30 CREDIT".

31 Page 13 of the bill, lines 1 and 2, strike "BY TEN PERCENT" and substitute
32 "SIGNIFICANTLY".

33 Page 6 of the report, strike lines 3 through 6 and substitute:

34 "(b) "SMALL OFF-ROAD EQUIPMENT" MEANS A LAWN MOWER, LEAF
35 BLOWER, OR TRIMMER.".

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