

Amendments to House Bill No. 156
1st Reading Copy

Requested by Representative Mike Miller

For the House Taxation Committee

Prepared by Megan Moore
February 13, 2015 (6:58am)

1. Title, page 1, line 5.

Following: "TAXES;"

Insert: "PROVIDING FOR THE CERTIFICATION OF EXEMPT CARBON
SEQUESTRATION EQUIPMENT; PROVIDING RULEMAKING AUTHORITY;"

2. Page 3, line 12.

Strike: "December 31"

Insert: "January 1"

3. Page 4, line 26.

Strike: "December 31"

Insert: "January 1"

4. Page 4, line 27.

Following: "taxation"

Insert: "if certified as provided in subsection (5).

(5) (a) Requests for certification must be made on forms available from the department of revenue. Certification may not be granted unless the applicant is in substantial compliance with all applicable rules, laws, orders, or permit conditions. Certification remains in effect only as long as substantial compliance continues.

(b) The department of environmental quality shall promulgate rules specifying procedures, including timeframes for certification application, and definitions necessary to identify carbon sequestration equipment for certification and compliance. The department of revenue shall promulgate rules pertaining to the valuation of carbon sequestration equipment. The department of environmental quality shall identify and track compliance in the use of carbon sequestration equipment and report continuous acts or patterns of noncompliance at a facility to the department of revenue. Casual or isolated incidents of noncompliance at a facility do not affect certification.

(c) A person may appeal the certification, classification, and valuation of the property to the state tax appeal board. Appeals on the property certification must name the department of environmental quality as the respondent, and appeals on the classification or valuation of the equipment must name the department of revenue as the respondent"

5. Page 5, line 25.
Strike: "December 31"
Insert: "January 1"

6. Page 5, line 27.
Strike: "December 31"
Insert: "January 1"

7. Page 6, line 25.
Following: "service"
Insert: "on or"
Strike: "2015"
Insert: "2014"

8. Page 7, line 25.
Strike: "December 31"
Insert: "January 1"

- END -

Explanation - This amendment changes the date for the exemption to equipment placed into service after January 1, 2014, and requires certification of carbon sequestration equipment for the exemption to apply.