

1 1. Equipment installed to modify a motor vehicle which is
2 propelled by gasoline or diesel fuel so that the vehicle may be
3 propelled by a hydrogen fuel cell, compressed natural gas, liquefied
4 natural gas or liquefied petroleum gas; provided, equipment
5 installed on a vehicle propelled by a hydrogen fuel cell shall only
6 be eligible for tax year 2010. The equipment covered by this
7 paragraph must:

8 a. be new, not previously used to modify or retrofit any
9 vehicle propelled by gasoline or diesel fuel and be
10 installed by an alternative fuels equipment technician
11 who is certified in accordance with the Alternative
12 Fuels Technician Certification Act,

13 b. meet all Federal Motor Vehicle Safety Standards set
14 forth in 49 CFR 571, or

15 c. for any commercial motor vehicle (CMV), follow the
16 Federal Motor Carrier Safety Regulations or Oklahoma
17 Intrastate Motor Carrier Regulations;

18 2. A motor vehicle originally equipped so that the vehicle may
19 be propelled by a hydrogen fuel cell, compressed natural gas,
20 liquefied natural gas or liquefied petroleum gas but only to the
21 extent of the portion of the basis of such motor vehicle which is
22 attributable to the storage of such fuel, the delivery to the engine
23 of such motor vehicle of such fuel, and the exhaust of gases from
24 combustion of such fuel. A motor vehicle originally equipped so

1 that the vehicle may be propelled by a hydrogen fuel cell shall only
2 be eligible for tax year 2010;

3 3. Property, not including a building and its structural
4 components, which is:

5 a. directly related to the delivery of compressed natural
6 gas, liquefied natural gas or liquefied petroleum gas,
7 or hydrogen, for commercial purposes ~~or~~ for a fee or
8 charge and made available for sale to the public, into
9 the fuel tank of a motor vehicle propelled by such
10 fuel, including compression equipment and storage
11 tanks for such fuel at the point where such fuel is so
12 delivered but only if such property is not used to
13 deliver such fuel into any other type of storage tank
14 or receptacle and such fuel is not used for any
15 purpose other than to propel a motor vehicle, or

16 b. a metered-for-fee, public access recharging system for
17 motor vehicles propelled in whole or in part by
18 electricity. The property covered by this paragraph
19 must be new, and must not have been previously
20 installed or used to refuel vehicles powered by
21 compressed natural gas, liquefied natural gas or
22 liquefied petroleum gas, hydrogen or electricity.

23
24

1 Any property covered by this paragraph which is related to the
2 delivery of hydrogen into the fuel tank of a motor vehicle shall
3 only be eligible for tax year 2010; or

4 4. Property which is directly related to the compression and
5 delivery of natural gas from a private home or residence, for
6 noncommercial purposes, into the fuel tank of a motor vehicle
7 propelled by compressed natural gas. The property covered by this
8 paragraph must be new and must not have been previously installed or
9 used to refuel vehicles powered by natural gas.

10 C. As used in this section, "motor vehicle" means a motor
11 vehicle originally designed by the manufacturer to operate lawfully
12 and principally on streets and highways.

13 D. The credit provided for in subsection A of this section
14 shall be as follows:

15 1. For the qualified clean-burning motor vehicle fuel property
16 defined in paragraph 1 or 2 of subsection B of this section, fifty
17 percent (50%) of the cost of the qualified clean-burning motor
18 vehicle fuel property;

19 2. For qualified clean-burning motor vehicle fuel property
20 defined in paragraph 3 of subsection B of this section, a per-
21 location credit of seventy-five percent (75%) of the cost of the
22 qualified clean-burning motor vehicle fuel property; and

23 3. For qualified clean-burning motor vehicle fuel property
24 defined in paragraph 4 of subsection B of this section, a per-

1 location credit of the lesser of fifty percent (50%) of the cost of
2 the qualified clean-burning motor vehicle fuel property or Two
3 Thousand Five Hundred Dollars (\$2,500.00).

4 E. In cases where no credit has been claimed pursuant to
5 paragraph 1 of subsection D of this section by any prior owner and
6 in which a motor vehicle is purchased by a taxpayer with qualified
7 clean-burning motor vehicle fuel property installed by the
8 manufacturer of such motor vehicle and the taxpayer is unable or
9 elects not to determine the exact basis which is attributable to
10 such property, the taxpayer may claim a credit in an amount not
11 exceeding the lesser of ten percent (10%) of the cost of the motor
12 vehicle or One Thousand Five Hundred Dollars (\$1,500.00).

13 F. If the tax credit allowed pursuant to subsection A of this
14 section exceeds the amount of income taxes due or if there are no
15 state income taxes due on the income of the taxpayer, the amount of
16 the credit not used as an offset against the income taxes of a
17 taxable year may be carried forward as a credit against subsequent
18 income tax liability for a period not to exceed five (5) years.

19 G. A husband and wife who file separate returns for a taxable
20 year in which they could have filed a joint return may each claim
21 only one-half (1/2) of the tax credit that would have been allowed
22 for a joint return.

23 H. The Oklahoma Tax Commission is herein empowered to
24 promulgate rules by which the purpose of this section shall be

1 administered, including the power to establish and enforce penalties
2 for violations thereof.

3 SECTION 2. This act shall become effective November 1, 2014.
4

5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
6 04/10/2014 - DO PASS.
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24