

**MINUTES OF THE
HOUSE REVENUE AND TAXATION
STANDING COMMITTEE**

Room 445 - State Capitol

February 25, 2013

MEMBERS PRESENT: Rep. Ryan Wilcox, Chair
Rep. Jim Nielson, Vice Chair
Rep. Jake Anderegg
Rep. Joel Briscoe
Rep. Tim Cosgrove
Rep. Steve Eliason
Rep. Francis Gibson
Rep. Brian King
Rep. John Knotwell
Rep. Kay McIff
Rep. Doug Sagers
Rep. Jon Stanard
Rep. Earl Tanner

MEMBERS EXCUSED: Rep. Mel Brown

MEMBERS ABSENT: Rep. Gage Froerer
Rep. Eric Hutchings

STAFF PRESENT: Mr. Phil Dean, Policy Analyst
Ms. An Bradshaw, Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Wilcox called the meeting to order at 8:11 a.m.

MOTION: Rep. Nielson moved to approve the minutes of Feb. 20, 2013. The motion passed unanimously with Rep. Cosgrove, Rep. King, and Rep. Knotwell absent for the vote.

H.B. 96 **Cleaner Burning Fuels Tax Credits Amendments** (*Rep. J. Draxler*)

MOTION: Rep. Briscoe moved to replace HB96 with 1st Sub. HB96. The motion passed unanimously with Rep. Cosgrove, Rep. King, and Rep. Knotwell absent for the vote.

1st Sub. H.B. 96 **Cleaner Burning Fuels Tax Credits Amendments** (*Rep. J. Draxler*)

Rep. Draxler introduced the bill to the committee with the assistance of Rep. Snow. A handout was provided.

MOTION: Rep. Eliason moved to amend the bill as follows:

1. *Page 1, Line 1:*

1 CLEANER BURNING FUELS TAX CREDITS AMENDMENTS AND
RELATED FUNDING

2. *Page 1, Line 9:*

9 This bill amends corporate and individual income tax credits for cleaner
burning fuels and provides for transfers from the General Fund into the
Education Fund in the amount of tax credit claimed minus \$500,000 .

3. *Page 1, Lines 11 through 16:*

11 This bill:
12 ▶ defines terms;
13 ▶ modifies eligibility requirements to claim tax credits for cleaner burning
fuels;
14 ▶ extends corporate and individual income tax credits for cleaner burning
fuels until
15 the end of taxable year 2018; ~~{and}~~
▶ requires transfers from the General Fund into the Education Fund in
the amount of tax credit claimed minus \$500,000;
▶ grants rulemaking authority to the State Tax Commission; and
16 ▶ makes technical and conforming changes.

4. *Page 6, Line 170:*

170 [~~(6) The tax credit provided by this section may be taken only once per
vehicle.~~]

(6) In accordance with any rules prescribed by the commission under Subsection (7),
the commission shall transfer at least annually from the General Fund into the
Education Fund an amount equal to the difference between:
(a) the amount of tax credit claimed under this section; and
(b) \$500,000.
(7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
commission may make rules for making a transfer from the General Fund into th
Education Fund as required by Subsection (6).

5. Page 11, Line 308:

308 [~~(6) The tax credit provided by this section may be taken only once per
vehicle.~~]

(6) In accordance with any rules prescribed by the commission under Subsection (7), the commission shall transfer at least annually from the General Fund into the Education Fund an amount equal to the difference between:

(a) the amount of tax credit claimed under this section; and

(b) \$500,000.

(7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the commission may make rules for making a transfer from the General Fund into the Education Fund as required by Subsection (6).

The motion to amend passed unanimously.

MOTION: Rep. Eliason moved to pass 1st Sub. HB96 out favorably as amended. The motion passed unanimously.

H.B. 145 Youth Development Organization Restricted Account and Income Tax Contribution (Rep. S. Eliason)

Rep. Eliason introduced the bill to the committee.

MOTION: Rep. Nielson moved to pass the bill out favorably. The motion passed with Rep. Anderegg, Rep. King, Rep. Knotwell, and Rep. Wilcox voting in opposition.

MOTION: Rep. Briscoe moved to adjourn the meeting. The motion passed unanimously.

Chair Wilcox adjourned the meeting at 9:02 a.m.

Rep. Ryan Wilcox, Chair