

121 (b) for the taxable year in which the qualified purchase occurs; and

122 (c) once per vehicle.

123 (8) A qualified taxpayer may not assign a tax credit or a tax credit certificate under this
124 section to another person.

125 (9) If the qualified taxpayer receives a tax credit certificate under this section that
126 allows a tax credit in an amount that exceeds the qualified taxpayer's tax liability under this
127 chapter or Chapter 8, Gross Receipts Tax on Certain Corporations Not Required to Pay
128 Corporate Franchise or Income Tax Act, for a taxable year, the qualified taxpayer may carry
129 forward the amount of the tax credit that exceeds the tax liability for a period that does not
130 exceed the next five taxable years.

131 ~~Ĥ→ [(10)(a) In accordance with any rules prescribed by the commission under Subsection~~
132 ~~(10)(b), the Division of Finance shall transfer at least annually from the General Fund into the~~
133 ~~Education Fund the aggregate amount of all tax credits claimed under this section.~~

134 ~~—— (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the~~
135 ~~commission may make rules for making a transfer from the General Fund into the Education~~
136 ~~Fund as required by Subsection (10)(a).] ←Ĥ~~

137 Section 2. Section **59-10-1033** is amended to read:

138 **59-10-1033. Tax credit related to alternative fuel heavy duty vehicles.**

139 (1) As used in this section:

140 (a) "Board" means the Air Quality Board created under Title 19, Chapter 2, Air
141 Conservation Act.

142 (b) "Director" means the director of the Division of Air Quality appointed under
143 Section 19-2-107.

144 (c) "Heavy duty vehicle" means a commercial category 7 or 8 vehicle, according to
145 vehicle classifications established by the Federal Highway Administration.

146 (d) "Natural gas" includes compressed natural gas and liquified natural gas.

147 (e) "Qualified heavy duty vehicle" means a heavy duty vehicle that:

148 (i) has never been titled or registered and has been driven less than 7,500 miles; and

149 (ii) is fueled by natural gas, has a 100% electric drivetrain, or has a hydrogen-electric
150 drivetrain.

151 (f) "Qualified purchase" means the purchase of a qualified heavy duty vehicle.

214 director acknowledging receipt of the proof.

215 (b) If the director determines that a claimant, estate, or trust qualifies for a tax credit
216 under this section, the director shall:

217 (i) determine the amount of tax credit the claimant, estate, or trust is allowed under this
218 section; and

219 (ii) provide the claimant, estate, or trust with a written tax credit certificate:

220 (A) stating that the claimant, estate, or trust has qualified for a tax credit; and

221 (B) showing the amount of tax credit for which the claimant, estate, or trust has
222 qualified under this section.

223 (c) A qualified taxpayer shall retain the tax credit certificate.

224 (d) The director shall at least annually submit to the commission a list of all qualified
225 taxpayers to which the director has issued a tax credit certificate and the amount of each tax
226 credit represented by the tax credit certificates.

227 (7) The tax credit under this section is allowed only:

228 (a) against a tax owed under this chapter in the taxable year by the qualified taxpayer;

229 (b) for the taxable year in which the qualified purchase occurs; and

230 (c) once per vehicle.

231 (8) A qualified taxpayer may not assign a tax credit or a tax credit certificate under this
232 section to another person.

233 (9) If the qualified taxpayer receives a tax credit certificate under this section that
234 allows a tax credit in an amount that exceeds the qualified taxpayer's tax liability under this
235 chapter for a taxable year, the qualified taxpayer may carry forward the amount of the tax credit
236 that exceeds the tax liability for a period that does not exceed the next five taxable years.

237 ~~H→ [(10)(a) In accordance with any rules prescribed by the commission under Subsection~~
238 ~~(10)(b), the Division of Finance shall transfer at least annually from the General Fund into the~~
239 ~~Education Fund the aggregate amount of all tax credits claimed under this section.~~

240 ~~——(b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the~~
241 ~~commission may make rules for making a transfer from the General Fund into the Education~~
242 ~~Fund as required by Subsection (10)(a);] ←H~~

243 Section 3. Section 63I-1-259 is amended to read:

244 **63I-1-259. Repeal dates, Title 59.**