

Representative Matt MacPherson proposes the following substitute bill:

FIREARM SAFETY DEVICE TAX INCENTIVES

AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Matt MacPherson

Senate Sponsor: Michael S. Kennedy

LONG TITLE

General Description:

This bill establishes an income tax credit for the purchase of a firearm safety device.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ enacts a nonrefundable individual income tax credit for the purchase of a firearm safety device;
- ▶ prohibits taxpayers from claiming the tax credit more than once and limits the tax credit to one per household; and
- ▶ provides for a sunset review of the tax credit.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides retrospective operation.

Utah Code Sections Affected:

AMENDS:

63I-1-259, as last amended by Laws of Utah 2023, Chapter 52



26 ENACTS:

27 **59-10-1048**, Utah Code Annotated 1953



29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **59-10-1048** is enacted to read:

31 **59-10-1048. Nonrefundable tax credit for purchase of firearm safety device.**

32 (1) As used in this section:

33 (a) "Eligible claimant" means an individual who purchases a firearm safety device on
34 or after January 1, 2024, and before January 1, 2027.

35 (b) "Firearm" means the same as that term is defined in Section 76-10-501.

36 (c) (i) "Firearm safety device" means equipment designed to prevent the unauthorized
37 access to, or operation or discharge of, a firearm.

38 (ii) "Firearm safety device" includes:

39 (A) a device that, when installed on a firearm, is designed to prevent the firearm from
40 being operated without first deactivating the device; or

41 (B) a firearm safe, gun case, lock box, or other device designed for the purpose of
42 storing a firearm and equipped with a locking device that, when locked, prevents unauthorized
43 access to the firearm.

44 (2) (a) Subject to Subsection (2)(b), an eligible claimant may claim a nonrefundable tax
45 credit under this section in an amount equal to the sum of:

46 (i) for up to \$50 of the amount paid by the eligible claimant to purchase the firearm
47 safety device, 100% of that amount; and

48 (ii) for any amount paid by the eligible claimant to purchase the firearm safety device
49 in excess of \$50, 30% of that amount.

50 (b) The maximum amount of a tax credit under this Subsection (2) an eligible claimant
51 may claim is \$150.

52 (3) An eligible claimant shall claim the tax credit described in Subsection (2) for the
53 taxable year in which the firearm safety device is purchased.

54 (4) An eligible claimant may not:

55 (a) claim more than one tax credit under this section;

56 (b) carry forward or carry back the amount of the tax credit that exceeds the eligible

57 claimant's tax liability; or
58 (c) claim a tax credit under this section if the eligible claimant is married and the
59 eligible claimant's spouse claimed a tax credit under this section on a return filed under this
60 chapter.

61 Section 2. Section **63I-1-259** is amended to read:

62 **63I-1-259. Repeal dates: Title 59.**

63 (1) Section **59-1-213.1** is repealed May 9, 2024.

64 (2) Section **59-1-213.2** is repealed May 9, 2024.

65 (3) Subsection **59-1-403(4)(aa)**, which authorizes the State Tax Commission to inform
66 the Department of Workforce Services whether an individual claimed a federal earned income
67 tax credit, is repealed July 1, 2029.

68 (4) Subsection **59-1-405(1)(g)** is repealed May 9, 2024.

69 (5) Subsection **59-1-405(2)(b)** is repealed May 9, 2024.

70 (6) Section **59-7-618.1** is repealed July 1, 2029.

71 (7) Section **59-9-102.5** is repealed December 31, 2030.

72 (8) Section **59-10-1033.1** is repealed July 1, 2029.

73 (9) Section **59-10-1048** is repealed July 1, 2027.

74 Section 3. **Effective date.**

75 This bill takes effect on May 1, 2024.

76 Section 4. **Retrospective operation.**

77 Section **59-10-1048** has retrospective operation for a taxable year beginning on or after
78 January 1, 2024.