

2015 Regular Session

HOUSE BILL NO. 507

BY REPRESENTATIVE ORTEGO

TAX CREDITS: Provides relative to solar energy systems tax credit

1 AN ACT

2 To amend and reenact R.S. 47:6030(A)(1), (B)(1), (C)(2) and (3), and (D)(2)(a), relative to
3 solar energy systems tax credits; to provide for definitions; to provide for the
4 locations of systems for which the credit is allowed; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 47:6030(A)(1), (B)(1), (C)(2) and (3), and (D)(2)(a) are hereby
8 amended and reenacted to read as follows:

9 §6030. Solar energy systems tax credit

10 A.(1) There shall be a credit against the income tax for the cost of purchase
11 and installation of a solar electric system, a solar thermal system, or any combination
12 of components thereof, hereinafter collectively referred to as "system", at a ~~single-~~
13 ~~family~~ residence located in Louisiana. The credit is allowed if a newly constructed
14 ~~home dwelling~~ with such a system already installed is purchased or if such a system
15 is purchased and installed at an existing ~~home dwelling~~. In addition to eligibility
16 requirements provided in Subsection B of this Section, to be eligible for a tax credit,
17 the system shall have been sold by and installed by a person who is licensed by the
18 Louisiana State Licensing Board for Contractors, and with respect to any system
19 components purchased on or after July 1, 2013, the system shall be compliant with
20 the requirements of the federal American Recovery and Reinvestment Act (ARRA),

1 including but not limited to all major components such as the inverter, racking, and
 2 solar modules. Each eligible system shall be installed on the property of the
 3 residence to which the electrical, mechanical, or thermal energy is delivered. With
 4 respect to each residence, there shall be allowed only one tax credit for the purchase
 5 and installation of a system and no other tax credit is allowed for any other system
 6 installed at that residence. The provisions of this Section shall in no way be
 7 construed or interpreted to allow more than one tax credit authorized under this
 8 Section, including any tax credit claimed before July 1, 2013, for any residence.
 9 Once a tax credit authorized pursuant to this Section is claimed by a taxpayer for a
 10 particular system, that same system shall not be eligible for any other tax credit
 11 pursuant to this Section. If the residential property or system is sold, the taxpayer
 12 who claimed the tax credit shall disclose his use of the tax credit to the purchaser.

13 * * *

14 B.(1) The tax credit for the purchase and installation of a system at a
 15 Louisiana residence or for a system which is already installed in a newly constructed
 16 ~~home~~ dwelling located in Louisiana shall be equal to fifty percent of the first twenty-
 17 five thousand dollars of the cost of a system that is purchased and installed on or
 18 after January 1, 2008, and before January 1, 2018. There shall be no tax credits
 19 authorized, issued, or granted as provided in this Paragraph for systems installed
 20 after December 31, 2017.

21 * * *

22 C. As used in this Section:

23 * * *

24 (2) ~~"Home" means a single-family detached dwelling.~~ "Dwelling" means a
 25 dwelling under the scope of the International Residential Code.

26 (3) "Residence" means a ~~single-family detached dwelling~~ under the scope
 27 of the International Residential Code.

28 * * *

1 D.

2 * * *

3 (2)(a) If a taxpayer purchases and installs a system at his own residence, the
4 credit shall be claimed on the tax return for the taxable year in which the system is
5 completed and placed in service. If a taxpayer purchases a newly constructed ~~home~~
6 dwelling with a system already installed, the credit shall be claimed on the tax return
7 for the taxable year in which the act of sale occurred. Proof of system installation
8 shall be provided with a claim for a tax credit.

9 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 507 Original

2015 Regular Session

Ortego

Abstract: Deletes requirement that "residence" means single-family detached dwelling and instead defines "residence" to mean a dwelling under the scope of the International Residential Code. Changes references of "homes" to "dwellings".

Present law provides an income tax credit for the cost of purchase and installation of certain solar systems at a single-family residence located in the state.

Proposed law deletes the requirement that the residence be a single-family residence.

Present law defines "residence" as a single-family detached dwelling.

Proposed law changes the definition of "residence" to a dwelling under the scope of the International Residential Code.

Present law refers to systems on an existing home or newly constructed home. Defines "home" as a single-family dwelling.

Proposed law changes "home" to "dwelling". Defines "dwelling" as a dwelling under the scope of the International Residential Code.

(Amends R.S. 47:6030(A)(1), (B)(1), (C)(2) and (3), and (D)(2)(a))