

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: S3/13/13
A Bill

SENATE BILL 933

By: Senators D. Wyatt, Caldwell, K. Ingram, *E. Cheatham*

By: Representatives McLean, C. Armstrong, E. Armstrong, Clemmer, Cozart, J. Dickinson, J. Edwards, Harris, Hutchison, Jett, Lampkin, Lenderman, S. Malone, McElroy, Ratliff, Richey, F. Smith, T. Thompson, Wren

For An Act To Be Entitled

AN ACT TO AMEND THE ARKANSAS ALTERNATIVE FUELS DEVELOPMENT ACT; TO PROVIDE A TAX CREDIT FOR THE PRODUCTION OF ALTERNATIVE FUELS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE ARKANSAS ALTERNATIVE FUELS DEVELOPMENT ACT; AND TO PROVIDE A TAX CREDIT FOR THE PRODUCTION OF ALTERNATIVE FUELS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 15-13-301(b), concerning the Arkansas Alternative Fuels Development Program, is amended to read as follows:

(b) The program shall include ~~four~~:

(1) Four (4) types of incentives:

~~(1)~~ (A) Capital and operation production incentives for alternative fuels producers;

~~(2)~~ (B) Production incentives for feedstock processors;

~~(3)~~ (C) Distribution incentives for alternative fuels distributors; and

~~(4)~~ (D) Rebate incentives for the costs of converting diesel-powered and gasoline-powered school buses into dedicated or bi-fuel



compressed natural gas school buses~~;~~ and

(2) A tax credit for the production of alternative fuels.

SECTION 2. Arkansas Code Title 15, Chapter 13, Subchapter 3, is amended to add an additional section to read as follows:

15-13-307. Alternative fuels production tax credit.

(a) There is allowed an income tax credit against the income tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq., for the production of alternative fuels in the amount of ten cents (10¢) per gallon of alternative fuels produced.

(b)(1) A taxpayer that claims an income tax credit under this section is not eligible to receive a production grant incentive under § 15-13-302 in the year in which the taxpayer claims the income tax credit under this section.

(2) This section does not prohibit a taxpayer from applying for or receiving a production incentive for feedstock processors under § 15-13-303 in any year.

(c) The Director of the Department of Finance and Administration, in consultation with the Arkansas Agriculture Department, may promulgate rules to implement this section.

SECTION 3. EFFECTIVE DATE.

(a) The tax credit under § 15-13-307 is available only for alternative fuels produced on or after January 1, 2014.

(b) This act is effective for tax years beginning on or after January 1, 2014.

/s/D. Wyatt