

Regular Session, 2013

SENATE BILL NO. 255

BY SENATOR CLAITOR

TAX/TAXATION. Limits the solar energy systems tax credit to one for each residence or for each dwelling unit in a residential rental apartment project. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 47:6030(A), relative to tax credits; to limit the solar energy  
3 systems tax credit; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 47:6030(A) is hereby amended and reenacted to read as follows:

6 §6030. Wind or solar energy systems tax credit

7 A. There shall be a credit against the income tax for the cost of purchase and  
8 installation of a wind energy system or solar energy system, or both, by a taxpayer at  
9 his residence located in this state, by the owner of a residential rental apartment  
10 project, or by a taxpayer who purchases and installs such a system in a residence or  
11 a residential rental apartment project which is located in Louisiana. **Only one solar**  
12 **energy system shall be allowed for each residence or for each dwelling unit in**  
13 **a residential rental apartment project.** The credit may be claimed in cases where  
14 the resident individual purchases a newly constructed home with such a system  
15 already installed or where such a system is purchased and installed at an existing  
16 home, or where such systems are installed in new or existing apartment projects.  
17 Only one such tax credit shall be available for any eligible system. Once a tax credit

1 authorized pursuant to this Section is claimed by a taxpayer for a particular system,  
2 that same system shall not be eligible for any other tax credit pursuant to this  
3 Section. If the residential property or system is sold, the taxpayer who claimed the  
4 tax credit shall disclose his use of the tax credit to the purchaser.

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6 Section 2. The provisions of this Act shall be applicable to purchases and  
7 installations of solar energy systems occurring on and after the effective date of the  
8 Department of Revenue's regulations providing for a similar limit on the solar energy  
9 systems tax credit, it being the intention of the legislature in enacting this Act to ratify that  
10 aspect of such regulations.

11 Section 3. This Act shall become effective upon signature by the governor or, if not  
12 signed by the governor, upon expiration of the time for bills to become law without signature  
13 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
14 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
15 effective on the day following such approval.

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Riley Boudreaux.

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#### DIGEST

Present law grants an income tax credit for 50% of up to \$25,000 of the cost of purchase and installation of a wind energy system or solar energy system, or both, by a taxpayer at his residence, by the owner of a residential rental apartment project, or by a taxpayer who purchases and installs such a system in a residence or a residential rental apartment project.

Proposed law allows only one solar energy system for each residence or for each dwelling unit in a residential rental apartment project.

Applicable to purchases and installations of solar energy systems occurring on and after the effective date of DOR's regulations providing for a similar limit on the solar energy systems tax credit.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 47:6030(A))