

DRAFT LBDC

A BUDGET BILL submitted by the Governor
in accordance with Article VII of the Constitution

AN ACT to amend the tax law, in relation to the credit for
certain alternative fuel vehicle refueling property and
electric vehicle recharging property

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Subdivision 2 of section 187-b of the tax law, as amended
2 by section 1 of part G of chapter 59 of the laws of 2013, is amended to
3 read as follows:

4 2. (a) Alternative fuel vehicle refueling property and electric vehi-
5 cle recharging property. The credit under this section for alternative
6 fuel vehicle refueling and electric vehicle recharging property shall
7 equal for each installation of property the lesser of five thousand
8 dollars or the product of fifty percent [of the cost of any such proper-
9 ty:

10 (a) which is] and the cost of any such property less any costs paid
11 from the proceeds of grants.

12 (b) To qualify for the credit, the property must:

13 (i) be located in this state;

14 [(b) which constitutes] (ii) constitute alternative fuel vehicle refu-
15 eling property or electric vehicle recharging property; and

16 [(c) for which none of the cost has been] (iii) not be paid for from
17 the proceeds of grants awarded before January first, two thousand
18 fifteen, including grants from the New York state energy research and
19 development authority or the New York power authority.

1 § 2. Paragraph (b) of subdivision 30 of section 210-B of the tax law,
2 as added by section 17 of part A of chapter 59 of the laws of 2014, is
3 amended to read as follows:

4 (b) (i) Alternative fuel vehicle refueling property and electric vehi-
5 cle recharging property. The credit under this subdivision for alterna-
6 tive fuel vehicle refueling property and electric vehicle recharging
7 property shall equal for each installation of property the lesser of
8 five thousand dollars or the product of fifty percent [of the cost of
9 any such property:

10 (i) which is] and the cost of any such property less any costs paid
11 from the proceeds of grants.

12 (ii) To qualify for the credit, the property must:

13 (A) be located in this state;

14 [(ii) which constitutes] (B) must constitute alternative fuel vehicle
15 refueling property or electric vehicle recharging property; and

16 [(iii) for which none of the cost has been] (C) not be paid for from
17 the proceeds of grants awarded before January first, two thousand
18 fifteen, including grants from the New York state energy research and
19 development authority or the New York power authority.

20 § 3. Paragraph 2 of subsection (p) of section 606 of the tax law, as
21 amended by section 3 of part G of chapter 59 of the laws of 2013, is
22 amended to read as follows:

23 (2) (a) Alternative fuel vehicle refueling property and electric vehi-
24 cle recharging property. The credit under this subsection for alterna-
25 tive fuel vehicle refueling property or electric vehicle recharging
26 property shall equal for each installation of property the lesser of
27 five thousand dollars or the product of fifty percent [of the cost of
28 any such property

1 (A) which is] and the cost of any such property less any costs paid
2 from the proceeds of grants.

3 (b) To qualify for the credit, the property must:

4 (i) be located in this state;

5 [(B) which constitutes] (ii) constitute alternative fuel vehicle refu-
6 eling property or electric vehicle recharging property; and

7 [(C) for which none of the cost has been] (iii) not be paid for from
8 the proceeds of grants awarded before January first, two thousand
9 fifteen, including grants from the New York state energy research and
10 development authority or the New York power authority.

11 § 4. This act shall take effect immediately, and shall apply to taxa-
12 ble years beginning on or after January 1, 2015.