

# HOUSE BILL No. 6407

September 24, 2002, Introduced by Reps. Kolb and Lipsey and referred to the Committee on Tax Policy.

A bill to amend 1967 PA 281, entitled  
"Income tax act of 1967,"  
(MCL 206.1 to 206.532) by adding section 270.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC 270. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,  
2 2000, A TAXPAYER THAT OWNS PROPERTY AND LEASES THAT PROPERTY TO  
3 ANOTHER PERSON ON WHICH THE LESSEE INSTALLS A PHOTOVOLTAIC SYSTEM  
4 OR WIND TURBINE SYSTEM THAT GENERATES ELECTRICITY MAY CLAIM A  
5 CREDIT AGAINST THE TAX IMPOSED BY THIS ACT EQUAL TO THE LEASE  
6 PAYMENT AMOUNT RECEIVED BY THE TAXPAYER FOR THE TAX YEAR.

7        (2) IF THE AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION  
8 EXCEEDS THE TAX LIABILITY OF THE TAXPAYER FOR THE TAX YEAR, THAT  
9 PORTION OF THE CREDIT THAT EXCEEDS THE TAX LIABILITY SHALL BE  
10 REFUNDED TO THE TAXPAYER.

1 (3) AS USED IN THIS SECTION:

2 (A) "PHOTOVOLTAIC CELL" MEANS AN INTEGRATED DEVICE  
3 CONSISTING OF LAYERS OF SEMICONDUCTOR MATERIALS AND ELECTRIC CON-  
4 TACTS CAPABLE OF CONVERTING INCIDENT LIGHT DIRECTLY INTO  
5 ELECTRICITY.

6 (B) "PHOTOVOLTAIC MODULE" MEANS AN ASSEMBLY OF INTERCON-  
7 NECTED PHOTOVOLTAIC CELLS.

8 (C) "PHOTOVOLTAIC SYSTEM" MEANS A SOLAR ENERGY DEVICE COM-  
9 POSED OF 1 OR MORE PHOTOVOLTAIC CELLS OR PHOTOVOLTAIC MODULES, AN  
10 INVERTER OR OTHER POWER CONDITIONING UNIT DESIGNED TO DELIVER  
11 POWER OF A SELECTED CURRENT AND VOLTAGE, WIRES, AND OTHER ELEC-  
12 TRICAL CONNECTORS. BATTERIES FOR POWER STORAGE MAY ALSO BE  
13 INCLUDED IN A PHOTOVOLTAIC SYSTEM.

14 (D) "WIND TURBINE SYSTEM" MEANS A COMPONENT OF AN ENERGY  
15 CONVERSION DEVICE THAT CONVERTS THE ENERGY PRESENT IN THE WIND  
16 INTO ELECTRICAL ENERGY.