

House File 779

H-1311

1 Amend the amendment, H-1309, to House File 779 as follows:

2 1. Page 4, after line 13 by inserting:

3

<DIVISION ____

4

GEOHERMAL HEAT PUMP TAX CREDIT

5

Sec. ____ . NEW SECTION. 422.12N Geothermal heat pump tax
6 credit.

7

1. The taxes imposed under this division, less the credits
8 allowed under section 422.12, shall be reduced by a geothermal
9 heat pump tax credit equal to twenty percent of the federal
10 residential energy efficient property tax credit allowed for
11 geothermal heat pumps provided in section 25D(a)(5) of the
12 Internal Revenue Code for residential property located in Iowa.

13 2. Any credit in excess of the tax liability is not
14 refundable but the excess for the tax year may be credited
15 to the tax liability for the following ten years or until
16 depleted, whichever is earlier.

17

3. The department shall accept and approve applications
18 on a first-come, first-served basis until the maximum amount
19 of tax credits that may be claimed pursuant to subsection 4
20 is reached. If for a tax year the aggregate amount of tax
21 credits applied for exceeds the amount specified in subsection
22 4, the department shall establish a wait list for tax credits.
23 Valid applications filed by the taxpayer by May 1 following the
24 year of the installation but not approved by the department
25 shall be placed on a wait list in the order the applications
26 were received and those applicants shall be given priority
27 for having their applications approved in succeeding years.
28 Placement on a wait list pursuant to this subsection shall not
29 constitute a promise binding the state. The availability of a
30 tax credit and approval of a tax credit application pursuant
31 to this section in a future year is contingent upon the
32 availability of tax credits in that particular year.

33

4. a. The cumulative value of tax credits claimed annually
34 by applicants pursuant to this section shall not exceed one
35 million dollars.

1 *b.* If an amount of tax credits available for a tax year
2 pursuant to paragraph "a" goes unclaimed, the amount of the
3 unclaimed tax credits shall be made available for the following
4 tax year in addition to, and cumulated with, the amount
5 available pursuant to paragraph "a" for the following tax year.

6 5. The director of revenue shall adopt rules to implement
7 this section.

8 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
9 deemed of immediate importance, takes effect upon enactment.

10 Sec. ____ . RETROACTIVE APPLICABILITY. This division of this
11 Act applies retroactively to January 1, 2019, for tax years
12 beginning on or after that date.>

13 2. By renumbering as necessary.

BLOOMINGDALE of Worth