

HOUSE BILL No. 4746

May 10, 2007, Introduced by Reps. Brown, Polidori, Meadows, Ebli, Bennett, Mayes, Espinoza, Angerer, Spade, LeBlanc, Hopgood, Coulouris, Byrum, Byrnes, Gillard, Johnson, Lemmons, Sak, Dean, Clemente, Young, Hammel, Vagnozzi, Hood, Kathleen Law and Cushingberry and referred to the Committee on Agriculture.

A bill to amend 1975 PA 228, entitled
"Single business tax act,"
(MCL 208.1 to 208.145) by adding section 33.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 33. (1) FOR THE 2007 TAX YEAR, A QUALIFIED TAXPAYER THAT
2 UTILIZES INNOVATIVE TECHNOLOGIES MAY CLAIM A CREDIT AGAINST THE TAX
3 IMPOSED BY THIS ACT EQUAL TO 10% OF THE AMOUNT EXPENDED TO
4 IMPLEMENT THE NEW INNOVATIVE TECHNOLOGIES, NOT TO EXCEED
5 \$250,000.00 PER TAX YEAR PER EACH TAXPAYER.

6 (2) IF THE CREDIT ALLOWED UNDER THIS SECTION FOR THE TAX YEAR
7 EXCEEDS THE TAX LIABILITY OF THE TAXPAYER FOR THE TAX YEAR, THE
8 EXCESS SHALL NOT BE REFUNDED.

9 (3) A TAXPAYER SHALL NOT CLAIM A CREDIT UNDER THIS SECTION
10 UNLESS THE TAXPAYER ATTACHES RECEIPTS OR OTHER WRITTEN

1 DOCUMENTATION APPROVED BY THE DEPARTMENT THAT IS EVIDENCE OF THE
2 AMOUNT EXPENDED DURING THE TAX YEAR TO THE ANNUAL RETURN FOR WHICH
3 THE CREDIT UNDER THIS SECTION IS CLAIMED.

4 (4) AS USED IN THIS SECTION:

5 (A) "BIOENERGY" MEANS HEAT OR ELECTRICITY PRODUCED FROM THE
6 THERMAL, MECHANICAL, OR BIOLOGICAL PROCESSING OF BIOMASS. BIOENERGY
7 DOES NOT INCLUDE HEAT OR ELECTRICITY PRODUCED FROM THE DIRECT
8 COMBUSTION OF BIOMASS.

9 (B) "BIOFUELS" MEANS ETHANOL, BIODIESEL, BUTANOL, OR OTHER
10 LIQUID FUELS PRODUCED FROM BIOMASS.

11 (C) "BIOMASS" MEANS ANY ORGANIC MATTER THAT IS AVAILABLE ON A
12 RENEWABLE OR RECURRING BASIS, INCLUDING, BUT NOT LIMITED TO,
13 AGRICULTURAL CROPS, CERTAIN TREES AND GRASSES, PLANTS, WOOD
14 RESIDUES, FOREST INDUSTRY RESIDUES, FOOD PROCESSING WASTES,
15 MUNICIPAL SOLID WASTES, AND AGRICULTURAL RESIDUES AND WASTES SUCH
16 AS CORNSTALKS, CORNCOBS, AND MANURE.

17 (D) "BIOPRODUCTS" MEANS INDUSTRIAL, COMMERCIAL, OR CONSUMER
18 PRODUCTS MADE WITH, OR COMPOSED IN WHOLE OR IN SIGNIFICANT PART OF,
19 FIBERS, SOLID, LIQUID, OR GASEOUS CHEMICALS, PROTEINS,
20 CARBOHYDRATES, LIPIDS, MINERALS, OR ANY OTHER SUBSTANCE PRODUCED
21 FROM BIOMASS.

22 (E) "ETHANOL" MEANS AN ALCOHOL WITH A MOLECULAR FORMULA OF
23 $\text{CH}_3\text{CH}_2\text{OH}$.

24 (F) "ETHANOL PLANT" MEANS A FACILITY THAT PRODUCES ETHANOL
25 FROM CORN KERNELS FOR USE AS FUEL OR FUEL ADDITIVE.

26 (G) "INNOVATIVE TECHNOLOGIES" MEANS TECHNOLOGIES THAT REDUCE
27 THE COSTS OF CONVERTING CORN INTO ETHANOL, THAT REDUCE ENERGY

1 CONSUMPTION USED DURING THE CONVERSION OF CORN INTO ETHANOL, THAT
2 ENABLE THE CO-PROCESSING OF CORN AND OTHER BIOMASS INTO ETHANOL OR
3 OTHER BIOFUELS, THAT INCREASE THE YIELD OF ETHANOL, OR THAT
4 FACILITATE THE PRODUCTION OF OTHER USEFUL BIOFUELS, BIOENERGY, AND
5 BIOPRODUCTS.

6 (H) "QUALIFIED TAXPAYER" MEANS A TAXPAYER THAT OWNS AND
7 OPERATES A CORN PROCESSING ETHANOL PLANT ON THE EFFECTIVE DATE OF
8 THE AMENDATORY ACT THAT ADDED THIS SECTION.