

# SENATE BILL 177

Q5, R4

8lr0382

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By: **Senator Manno**

Introduced and read first time: January 17, 2018

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 29, 2018

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Electric Vehicle Recharging Equipment Rebate Program and Electric Vehicle**  
3 **Excise Tax Credit – Fiscal Year 2017 Applicants**

4 FOR the purpose of establishing the Fiscal Year 2017 Electric Vehicle Recharging  
5 Equipment Rebate Program to provide certain rebates to certain individuals and  
6 entities for the costs of acquiring and installing certain equipment during a certain  
7 fiscal year; requiring the Maryland Energy Administration to administer the  
8 Program in a certain manner; providing for the amount of a rebate; limiting the  
9 number of rebates that an individual may claim; limiting the rebate to applicants  
10 that applied for a rebate during a certain fiscal year; allowing a credit against the  
11 motor vehicle excise tax for certain qualified plug-in electric drive vehicles; limiting  
12 the credit to applicants that applied for the credit during a certain fiscal year;  
13 authorizing an applicant to receive the credit as a refund of excise tax; providing for  
14 the calculation of the credit; providing that an individual or a business entity may  
15 not receive a credit for the acquisition of more than a certain number of vehicles;  
16 providing that a credit may not be issued unless a certain vehicle is registered in the  
17 State and the manufacturer conforms to certain laws and regulations; requiring the  
18 Motor Vehicle Administration to administer the credit in a certain manner; stating  
19 the intent of the General Assembly that certain funds be used to pay for the rebates  
20 and refunds for credits authorized under this Act; defining certain terms; providing  
21 for the termination of this Act; and generally relating to a rebate for the purchase  
22 and installation of electric vehicle recharging equipment and an excise tax credit for  
23 the purchase of certain electric vehicles.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That:

3 (a) (1) In this section the following words have the meanings indicated.

4 (2) “Administration” means the Maryland Energy Administration.

5 (3) “Electric vehicle recharging equipment rebate” means a rebate issued  
6 by the Administration under this section for the cost of qualified electric vehicle recharging  
7 equipment.

8 (4) “Qualified electric vehicle recharging equipment” means property in the  
9 State that is used for recharging motor vehicles propelled by electricity.

10 (5) “Retail service station dealer” has the meaning stated in § 10–101 of  
11 the Business Regulation Article.

12 (b) (1) There is a Fiscal Year 2017 Electric Vehicle Recharging Equipment  
13 Rebate Program.

14 (2) The purpose of the Program is to provide rebates to applicants that  
15 qualified for a rebate in fiscal year 2017 but did not receive the rebate due to a limitation  
16 on the total amount of rebates that may be issued each fiscal year.

17 (3) The Administration shall administer the Program in the same manner  
18 as the Program was administered under § 9–2009 of the State Government Article before  
19 July 1, 2017.

20 (c) (1) For fiscal year 2019, subject to the provisions of this section, an  
21 individual, a business entity, or a unit of State or local government may apply to the  
22 Administration for an electric vehicle recharging equipment rebate for the costs of  
23 acquiring and installing qualified electric vehicle recharging equipment during fiscal year  
24 2017.

25 (2) The Administration may allow an applicant to include reasonable  
26 installation costs in the cost of qualified electric vehicle recharging equipment for the  
27 purpose of calculating the amount of an electric vehicle recharging equipment rebate.

28 (d) Subject to subsections (e) and (f) of this section, the Administration may issue  
29 an electric vehicle recharging equipment rebate to:

30 (1) an individual in an amount equal to the lesser of:

31 (i) 50% of the costs of acquiring and installing qualified electric  
32 vehicle recharging equipment; or

33 (ii) \$900;

1           (2)     except as provided in item (3) of this subsection, a business entity or  
2 unit of State or local government in an amount equal to the lesser of:

3                   (i)     50% of the costs of acquiring and installing qualified electric  
4 vehicle recharging equipment; or

5                   (ii)    \$5,000; or

6           (3)     a retail service station dealer in an amount equal to the lesser of:

7                   (i)     50% of the costs of acquiring and installing qualified electric  
8 vehicle recharging equipment; or

9                   (ii)    \$7,500.

10          (e)     An electric vehicle recharging equipment rebate issued under this section is  
11 limited to the acquisition of one recharging system per individual.

12          (f)     The Administration may issue an electric vehicle recharging equipment  
13 rebate only to an applicant that applied for a fiscal year 2017 rebate but did not receive the  
14 rebate due to a limitation on the total amount of rebates that may be issued each fiscal  
15 year.

16          SECTION 2. AND BE IT FURTHER ENACTED, That:

17          (a)     In this section, “excise tax” means the tax imposed under § 13–809 of the  
18 Transportation Article.

19          (b)     This section applies only to a plug–in electric drive vehicle that:

20                   (1)     has not been modified from original manufacturer specifications;

21                   (2)     is acquired for use or lease by the taxpayer and not for resale; and

22                   (3)     is purchased new and titled for the first time on or after July 1, 2016,  
23 but before July 1, 2017.

24          (c)     (1)     A credit is allowed against the excise tax imposed for a plug–in electric  
25 drive vehicle if an application for the credit was filed during fiscal year 2017 but the credit  
26 was not allowed due to a limitation on the total amount of credits that may be allowed each  
27 fiscal year.

28                   (2)     An applicant that qualifies for a credit under this section may receive  
29 the credit as a refund of excise tax.

30          (d)     The credit allowed under this section may not exceed the lesser of:

1 (1) the product of \$125 times the number of kilowatt-hours of battery  
2 capacity of the vehicle; or

3 (2) \$3,000.

4 (e) The credit allowed under this section is limited to the acquisition of:

5 (1) 1 vehicle per individual; and

6 (2) 10 vehicles per business entity.

7 (f) A credit may not be claimed under this section:

8 (1) for a vehicle unless the vehicle is registered in the State; or

9 (2) unless the manufacturer has already conformed to any applicable State  
10 or federal laws or regulations governing clean-fuel vehicle or electric vehicle purchases  
11 applicable during the calendar year in which the vehicle is titled.

12 (g) The Motor Vehicle Administration shall administer the credit under this  
13 section in the same manner as the credit was administered under § 13-815 of the  
14 Transportation Article before July 1, 2017.

15 SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the General  
16 Assembly that:

17 (1) any rebates authorized under Section 1 of this Act be paid from the  
18 Strategic Energy Investment Fund established under § 9-20B-05 of the State Government  
19 Article; and

20 (2) any refunds for credits authorized under Section 2 of this Act be paid  
21 from the Transportation Trust Fund established under § 3-216 of the Transportation  
22 Article.

23 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
24 1, 2018. It shall remain effective for a period of 1 year and, at the end of June 30, 2019, this  
25 Act, with no further action required by the General Assembly, shall be abrogated and of no  
26 further force and effect.