

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

HOUSE BILL 1809

4
5 By: Representative Hyde

For An Act To Be Entitled

8 AN ACT TO CREATE AN EXEMPTION FROM THE SALES AND USE
9 TAX FOR ELECTRIC VEHICLES; AND FOR OTHER PURPOSES.

Subtitle

12 TO CREATE AN EXEMPTION FROM THE SALES AND
14 USE TAX FOR ELECTRIC VEHICLES.

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. TEMPORARY LANGUAGE. NOT TO BE CODIFIED.

20 Qualified plug-in electric drive vehicles.

21 (a) As used in this section, "qualified plug-in electric drive
22 vehicle" means a four-wheeled motor vehicle that:

23 (1) Is made by a manufacturer;

24 (2) Is manufactured primarily for use on public streets, roads,
25 and highways;

26 (3) Has not been modified from original manufacturer
27 specifications except for minor cosmetic and equipment changes;

28 (4) Is acquired for use or lease by the taxpayer and not for
29 resale;

30 (5) Is rated at not more than eight thousand five hundred pounds
31 (8,500 lbs.) unloaded gross vehicle weight;

32 (6) Has a maximum speed capability of at least fifty-five miles
33 per hour (55 m.p.h.);

34 (7) Is propelled to a significant extent by an electric motor
35 that draws electricity from a battery that:

36 (A) Has a capacity of not less than four kilowatt hours (4



1 kWh); and

2 (B) Is capable of being recharged from an external source
 3 of electricity; and

4 (8) Is acquired by the taxpayer on or before December 31, 2013.

5 (b) Except as otherwise provided in this section, the gross receipts
 6 or gross proceeds derived from the sale of a qualified plug-in electric drive
 7 vehicle are exempt from the gross receipts tax levied by the Arkansas Gross
 8 Receipts Act of 1941, § 26-52-101 et seq., and the compensating use tax
 9 levied by the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq.

10 (c) The exemption provided under this section shall:

11 (1) Not exceed two thousand dollars (\$2,000);

12 (2) Be limited to the acquisition of:

13 (A) One (1) qualified plug-in electric drive vehicle per
 14 individual taxpayer; and

15 (B) Ten (10) qualified plug-in electric drive vehicles per
 16 business entity; and

17 (3) Not be allowed if:

18 (A) The qualified plug-in electric drive vehicle is not
 19 registered in the state; or

20 (B) The owner of the qualified plug-in electric drive
 21 vehicle has not conformed to the state or federal laws or regulations that
 22 apply to the purchase of a clean-fuel vehicle or an electric vehicle during
 23 the calendar year in which the qualified plug-in electric drive vehicle is
 24 titled.

25 (d) The Director of the Department of Finance and Administration shall
 26 promulgate rules to implement this section.

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 28 SECTION 2. EFFECTIVE DATE. Section 1 of this act is effective on the
 29 first day of the second calendar month following the effective date of this
 30 act.