



Bill Number: H.B. 2649

Livingston Floor Amendment

Reference to: FINANCE Committee amendment

Amendment drafted by: Leg Council

FLOOR AMENDMENT EXPLANATION

1. Includes investments made by a third-party entity in the information required to be included in the application to the Arizona Commerce Authority by the owner or operator of an international operations center (IOC).
2. Modifies the definitions of *affiliated entity* and *renewable energy resource*.
3. Delays, from September 13, 2013, to August 25, 2020, the retroactive date for the requirements relating to the Credit for Renewable Energy Investment and Production for Self-Consumption by IOCs.
4. Makes technical and conforming changes.

Amendment explanation prepared by Molly Graver

3/29/21

LIVINGSTON FLOOR AMENDMENT
SENATE AMENDMENTS TO H.B. 2649
(Reference to FINANCE Committee amendment)

1 Page 1, line 23, after "ENTITY" insert ", INCLUDING INVESTMENTS MADE BY A
2 THIRD-PARTY ENTITY ON BEHALF OF AND FOR THE BENEFIT OF THE OWNER, OPERATOR
3 OR AFFILIATED ENTITY,"

4 Page 2, line 3, after "POWER" insert "GENERATED"

5 Line 29, strike the first "OR" insert a comma; after "OPERATOR" insert "OR
6 AFFILIATED ENTITY"

7 Page 5, line 20, strike "WAS" insert "WERE"

8 Line 25, strike "INCLUDES" insert "MEANS ANY OF THE FOLLOWING:
9 (a) AN ENTITY THAT IS INCLUDED IN THE SAME ARIZONA INCOME TAX RETURN
10 AS THE OWNER OR OPERATOR OF THE INTERNATIONAL OPERATIONS CENTER.
11 (b)"

12 Line 27, strike "AND" insert ".
13 (c)"; after "ENTITY" insert ", INCLUDING A SINGLE-MEMBER LIMITED
14 LIABILITY COMPANY,"

15 Page 6, line 29, after "SECTION" insert a period strike remainder of line
16 Line 31, after "ENTITY" insert ", OR A THIRD-PARTY ENTITY ON BEHALF OF AND FOR
17 THE BENEFIT OF THE TAXPAYER,"

18 Page 7, between lines 9 and 10, insert:
19 "(e) BATTERY STORAGE THAT IS INDEPENDENT FROM OR COUPLED WITH OTHER
20 SOURCES."

Senate Amendments to H.B. 2649

1 Page 7, between lines 15 and 16, insert:

2 "Page 84, line 32, strike "This act applies" insert:

3 "A. Sections 41-1519, 42-5075, 42-5159 and 42-6017,
4 Arizona Revised Statutes, as amended by this act, and section
5 42-5061, as amended by Laws 2019, chapter 273, section 7 and
6 chapter 288, section 1 and this act, apply"

7 Between lines 33 and 34, insert:

8 "B. Sections 41-1520 and 43-1164.05, Arizona Revised
9 Statutes, as amended by this act, apply retroactively from
10 and after August 24, 2020."

11 Line 38, after "enactment" insert "; retroactivity"

12 Line 41, after "5" insert "and applies retroactively to taxable
13 periods beginning from and after September 12, 2013""

14 Amend title to conform

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03/29/2021

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C: ed