Representative Matt MacPherson proposes the following substitute bill:

FIRAREARM SAFETY DEVICE TAX INCENTIVES AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Matt MacPherson

Senate Sponsor: ____________

LONG TITLE

General Description:

This bill establishes an income tax credit for the purchase of a firearm safety device.

Highlighted Provisions:

This bill:

- defines terms;
- enacts a nonrefundable individual income tax credit for the purchase of a firearm safety device;
- prohibits taxpayers from claiming the tax credit more than once and limits the tax credit to one per household; and
- provides for a sunset review of the tax credit.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides retrospective operation.

Utah Code Sections Affected:

AMENDS:

63I-1-259, as last amended by Laws of Utah 2023, Chapter 52

ENACTS:

59-10-1048, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **59-10-1048** is enacted to read:

59-10-1048. Nonrefundable tax credit for purchase of firearm safety device.

(1) As used in this section:

(a) "Eligible claimant" means an individual who purchases a firearm safety device on or after January 1, 2024, and before January 1, 2027.

(b) "Firearm" means the same as that term is defined in Section 76-10-501.

(c) (i) "Firearm safety device" means equipment designed to prevent the unauthorized access to, or operation or discharge of, a firearm.

(ii) "Firearm safety device" includes:

(A) a device that, when installed on a firearm, is designed to prevent the firearm from being operated without first deactivating the device; or

(B) a firearm safe, gun case, lock box, or other device designed for the purpose of storing a firearm and equipped with a locking device that, when locked, prevents unauthorized access to the firearm.

(2) (a) Subject to Subsection (2)(b), an eligible claimant may claim a nonrefundable tax credit under this section in an amount equal to the sum of:

(i) for up to $50 of the amount paid by the eligible claimant to purchase the firearm safety device, 100% of that amount; and

(ii) for any amount paid by the eligible claimant to purchase the firearm safety device in excess of $50, 30% of that amount.

(b) The maximum amount of a tax credit under this Subsection (2) an eligible claimant may claim is $150.

(3) An eligible claimant shall claim the tax credit described in Subsection (2) for the taxable year in which the firearm safety device is purchased.

(4) An eligible claimant may not:

(a) claim more than one tax credit under this section;

(b) carry forward or carry back the amount of the tax credit that exceeds the eligible claimant's tax liability; or

(c) claim a tax credit under this section if the eligible claimant is married and the eligible claimant's spouse claimed a tax credit under this section on a return filed under this chapter.

Section 2. Section **63I-1-259** is amended to read:

63I-1-259. Repeal dates: Title 59.

(1) Section 59-1-213.1 is repealed May 9, 2024.

(2) Section 59-1-213.2 is repealed May 9, 2024.

(3) Subsection 59-1-403(4)(aa), which authorizes the State Tax Commission to inform the Department of Workforce Services whether an individual claimed a federal earned income tax credit, is repealed July 1, 2029.

(4) Subsection 59-1-405(1)(g) is repealed May 9, 2024.

(5) Subsection 59-1-405(2)(b) is repealed May 9, 2024.

(6) Section 59-7-618.1 is repealed July 1, 2029.

(7) Section 59-9-102.5 is repealed December 31, 2030.

(8) Section 59-10-1033.1 is repealed July 1, 2029.

(9) Section 59-10-1048 is repealed July 1, 2027.

Section 3. **Effective date.**

This bill takes effect on May 1, 2024.

Section 4. **Retrospective operation.**

Section 59-10-1048 has retrospective operation for a taxable year beginning on or after January 1, 2024.