

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2565 Session of
2006

INTRODUCED BY LEACH, THOMAS, BELARDI, BELFANTI, BEYER,
CALTAGIRONE, CAWLEY, COHEN, CURRY, FABRIZIO, FRANKEL,
FREEMAN, GERBER, GOODMAN, HARHAI, JAMES, JOSEPHS, MANDERINO,
McGEEHAN, MICOZZIE, MUNDY, PISTELLA, READSHAW, SCHRODER,
SIPTROTH, B. SMITH, STURLA, SURRA, TANGRETTI, E. Z. TAYLOR,
J. TAYLOR, VITALI, WALKO, YOUNGBLOOD, YUDICHAK AND PALLONE,
APRIL 3, 2006

REFERRED TO COMMITTEE ON FINANCE, APRIL 3, 2006

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An
2 act relating to tax reform and State taxation by codifying
3 and enumerating certain subjects of taxation and imposing
4 taxes thereon; providing procedures for the payment,
5 collection, administration and enforcement thereof; providing
6 for tax credits in certain cases; conferring powers and
7 imposing duties upon the Department of Revenue, certain
8 employers, fiduciaries, individuals, persons, corporations
9 and other entities; prescribing crimes, offenses and
10 penalties," further providing for sales and use tax
11 exclusions.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 204 of the act of March 4, 1971 (P.L.6,
15 No.2), known as the Tax Reform Code of 1971, is amended by
16 adding a clause to read:

17 Section 204. Exclusions from Tax.--The tax imposed by
18 section 202 shall not be imposed upon any of the following:

19 * * *

20 (65) The sale at retail or use of solar energy system

equipment directly related to the installation, use or repair of
an energy efficient solar energy system. Such equipment and
systems must be compliant with applicable national and industry
equipment, installation and performance standards. The
Department of Revenue is authorized to promulgate regulations
regarding the specific standards that solar energy systems must
meet to qualify for the tax exclusion. For the purposes of this
clause, "solar energy system equipment" means an arrangement or
combination of components that utilizes solar radiation to
produce energy designed to provide heating, cooling, hot water
and/or electricity. Such arrangement or components shall not
include equipment that is part of a non-solar energy system or
which uses any sort of recreational facility or equipment as a
storage medium.

Section 2. This act shall take effect in 60 days.