

# HOUSE BILL No. 5115

August 21, 2007, Introduced by Reps. Byrum, Valentine and Mayes and referred to the Committee on Agriculture.

A bill to amend 2007 PA 36, entitled  
"Michigan business tax act,"  
(MCL 208.1101 to 208.1601) by adding section 451.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 451. (1) FOR TAX YEARS THAT BEGIN ON OR AFTER JANUARY 1,  
2           2008, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY THIS  
3           ACT EQUAL TO THE COST OF MANUFACTURING BIOMASS BURNING UNITS.

4           (2) IF THE AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION  
5           EXCEEDS THE TAX LIABILITY OF THE TAXPAYER FOR THE TAX YEAR, THAT  
6           PORTION OF THE CREDIT THAT EXCEEDS THE TAX LIABILITY SHALL NOT BE  
7           REFUNDED.

8           (3) AS USED IN THIS SECTION:

1           (A) "BIOMASS BURNING UNIT" MEANS A STOVE, FURNACE, OR BOILER  
2 DESIGNED SPECIFICALLY TO UTILIZE BIOMASS FUEL AND THAT HAS A  
3 CAPACITY OF AT LEAST 30,000 BTUS. BIOMASS BURNING UNIT DOES NOT  
4 INCLUDE A CONVENTIONAL WOOD BURNING STOVE.

5           (B) "BIOMASS FUEL" MEANS ANY FORM OF FUEL, INCLUDING PELLETS,  
6 MADE FROM AGRICULTURAL OR FOREST PRODUCTS WASTE, INCLUDING, BUT NOT  
7 LIMITED TO, CORN, RYE, WHEAT, BARLEY, CHERRY PITS, WOOD, AND  
8 SWITCHGRASS.