

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 An Act to amend the Code of Virginia by adding a section numbered 58.1-339.14, relating to firearm
3 safety device tax credit.

4 [H 2387]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 58.1-339.14 as follows:**8 **§ 58.1-339.14. Firearm safety device tax credit.**9 **A. For the purposes of this section:**10 *"Eligible transaction" means a transaction in which a taxpayer purchases one or more firearm safety*
11 *devices from a dealer that is federally licensed pursuant to 18 U.S.C. § 923. An "eligible transaction"*
12 *shall not include the purchase of a firearm.*13 *"Firearm" means any handgun, shotgun, rifle, or other firearm that will or is designed to or may*
14 *readily be converted to expel single or multiple projectiles by action of an explosion of a combustible*
15 *material.*16 *"Firearm safety device" means a safe, gun safe, gun case, lock box, or other device that is designed*
17 *to be or can be used to store a firearm and that is designed to be unlocked only by means of a key, a*
18 *combination, or other similar means.*19 *B. For taxable years beginning on and after January 1, 2023, but before January 1, 2028, a*
20 *taxpayer shall be allowed a nonrefundable credit against the tax levied pursuant to § 58.1-320 for up to*
21 *\$300 for the cost incurred in the purchase of one or more firearm safety devices in an eligible*
22 *transaction. A taxpayer shall be allowed only one credit under this section per taxable year. The*
23 *taxpayer shall submit purchase receipts with the income tax return to verify the amount of purchase*
24 *price paid for the firearm safety device or firearm safety devices. The aggregate amount of credits*
25 *allowable under this section shall not exceed \$5 million per taxable year. Credits shall be allocated by*
26 *the Department on a first-come, first-served basis.*27 *C. The amount of the credit that may be claimed in any single taxable year shall not exceed the*
28 *individual's liability for taxes imposed by this chapter for that taxable year. If the amount of the credit*
29 *allowed under this section exceeds the individual's tax liability for the taxable year in which the eligible*
30 *transaction occurred, the amount that exceeds the tax liability may be carried over for credit against the*
31 *income taxes of the individual in the next five taxable years or until the total amount of the tax credit*
32 *has been taken, whichever is sooner.*33 *D. The Tax Commissioner shall develop guidelines for claiming the credit provided by this section.*
34 *Such guidelines shall be exempt from the provisions of the Administrative Process Act (§ 2.2-4000 et*
35 *seq.).*

ENROLLED

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