

House Bill 238

By: Representatives Jennings of the 63<sup>rd</sup>, Rogers of the 20<sup>th</sup> and Snelling of the 99<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to  
2 computation of taxable net income, so as to provide that military income received by a  
3 member of the armed services of the United States stationed in a foreign country to a  
4 permanent change of station of six months or more as a result of military orders shall not be  
5 subject to state income tax; to provide for conditions and limitations; to provide an effective  
6 date; to provide for applicability; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to computation of  
10 taxable net income, is amended in subsection (a) by striking "and" at the end of paragraph  
11 (9), by striking the period at the end of paragraph (10) and inserting in its place "; and", and  
12 by adding a new paragraph immediately following paragraph (10) to be designated paragraph  
13 (11) to read as follows:

14 "(11) Military income received by a member of the armed services of the United States  
15 stationed in a foreign country pursuant to military orders specifying a permanent change  
16 of station of six months or more. The exclusion provided under this paragraph:

17 (A) Shall apply with respect to each taxable year, or portion thereof, covered by the  
18 qualifying period specified by such military orders;

19 (B) Shall apply only with respect to such member residing in such foreign country and  
20 only with respect to military income earned during the period of such permanent change  
21 of station; and

22 (C) May be received by such member for a period of time less than the qualifying  
23 period specified in the initial military orders if, prior to the expiration of such qualifying  
24 period, subsequent orders are issued which result in another change of station."

1 **SECTION 2.**

2 This Act shall become effective on January 1, 2002, and shall be applicable to all taxable  
3 years beginning on or after that date.

4 **SECTION 3.**

5 All laws and parts of laws in conflict with this Act are repealed.