

House Bill 10

By: Representatives McKillip of the 115<sup>th</sup>, Jamieson of the 28<sup>th</sup>, Mosby of the 90<sup>th</sup>, Heard of the 114<sup>th</sup>, Drenner of the 86<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated,  
2 relating to the imposition, rate, and computation of income tax, so as to provide for an  
3 income tax credit in an amount equal to 5 percent of the amount of the federal Earned  
4 Income Credit which the taxpayer has claimed and been allowed pursuant to Section 32 of  
5 the Internal Revenue Code of 1986, as amended; to provide for conditions and limitations;  
6 to provide for powers, duties, and authority of the state revenue commissioner with respect  
7 to the foregoing; to provide an effective date; to provide for applicability; to repeal  
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the  
12 imposition, rate, and computation of income tax, is amended by adding a new Code section  
13 to read as follows:

14 "48-7-29.13.

15 (a) A taxpayer shall be allowed a credit against the tax imposed by Code Section 48-7-20.  
16 Such credit shall be in an amount equal to 5 percent of the amount the taxpayer has claimed  
17 and been allowed pursuant to Section 32 of the Internal Revenue Code.

18 (b) In no event shall the total amount of the tax credit under this Code section for a taxable  
19 year exceed the taxpayer's income tax liability. Any unused tax credit shall be allowed to  
20 be carried forward to apply to the taxpayer's succeeding years' tax liability. No such tax  
21 credit shall be allowed the taxpayer against prior years' tax liability.

22 (c) The commissioner shall be authorized to promulgate any rules and regulations  
23 necessary to implement and administer this Code section."

**SECTION 2.**

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2 This Act shall become effective January 1, 2008, and shall be applicable to all taxable years  
3 beginning on or after January 1, 2008.

**SECTION 3.**

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5 All laws and parts of laws in conflict with this Act are repealed.