

House Bill 971

By: Representatives Black of the 174th, Sims of the 169th, Powell of the 171st, Greene of the 149th, Scott of the 153rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated,
2 relating to current income tax payment, so as to provide for refund or crediting of de minimis
3 overpayments; to provide for waiver of de minimis insufficiencies; to provide an effective
4 date; to provide for applicability; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 5 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to
8 current income tax payment, is amended by adding a new Code section to read as follows:

9 "48-7-130.

10 (a) If the amount deducted, withheld, or prepaid and credited to a taxpayer against the
11 taxpayer's income tax liability for a taxable year exceeds such liability by \$1.00 or less,
12 such amount may be credited to future years' income tax liabilities unless the taxpayer
13 requests a refund of such overpayment amount.

14 (b) If a taxpayer's income tax liability for a taxable year exceeds the amount deducted,
15 withheld, or prepaid and credited to the taxpayer against such liability for the taxable year
16 by \$2.00 or less, then the amount of such insufficiency shall be waived, and the taxpayer
17 shall not be liable for that insufficiency."

18 **SECTION 2.**

19 This Act shall become effective upon its approval by the Governor or upon its becoming law
20 without such approval and shall be applicable to all taxable years beginning on or after
21 January 1, 2010.

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.