

House Bill 834

By: Representatives Bell of the 58<sup>th</sup>, Epps of the 128<sup>th</sup>, Taylor of the 55<sup>th</sup>, Fullerton of the 151<sup>st</sup>, and Randall of the 138<sup>th</sup>

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, computation, and exemptions regarding income tax, so as to  
3 provide for an income tax credit for energy costs of certain families; to provide for conditions  
4 and limitations; to provide for powers, duties, and authority of the state revenue  
5 commissioner with respect to the foregoing; to provide an effective date; to provide for  
6 applicability; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

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

12 "48-7-29.18.

13 (a) As used in this Code section, the term:

14 (1) 'Family' means two or more related individuals who share a personal residence and  
15 have a combined income of less than \$75,000.00.

16 (2) 'Home energy costs' means the cost of energy, including, but not limited to,  
17 electricity and natural gas, used in heating, cooling, and the daily operation of a personal  
18 residence.

19 (b) A family shall be allowed a credit against taxes imposed by Code Section 48-7-20 for  
20 home energy costs in an amount not to exceed the lesser of \$250.00 or the actual amount  
21 spent. The family shall submit invoices for home energy costs in order to verify the  
22 amount expended in a taxable year.

23 (c) In no event shall the total amount of any tax credit provided under this Code section  
24 for a taxable year exceed the taxpayer's income tax liability. Any unused tax credit shall  
25 be allowed the taxpayer against succeeding years' tax liabilities for a period of three years.  
26 No such credit shall be allowed the taxpayer against prior years' tax liabilities.

27 (d) The commissioner shall be authorized to promulgate any rules and regulations  
28 necessary to implement and administer the provisions of this Code section."

29 **SECTION 2.**

30 This Act shall become effective on January 1, 2013, and shall be applicable to all taxable  
31 years beginning on or after that date.

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.