

COMMITTEE OF CONFERENCE SUBSTITUTE TO HB 133

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 conditions of refunding
3 deminimis overpayments; to provide for waiver of de minimis insufficiencies; to amend
4 Code Section 48-7-29.14 of the Official Code of Georgia Annotated, relating to the income
5 tax credit for clean energy property, so as to include certain commercial geothermal heat
6 pumps with the definition of the term 'clean energy property'; to provide an effective date;
7 to provide for applicability; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 SECTION 1.

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

12 "48-7-130.

13 (a) If the amount deducted, withheld, or prepaid and credited to a taxpayer against the
14 taxpayer's income tax liability for a taxable year exceeds such income tax liability by 99¢
15 or less, such amount shall not be refunded unless the taxpayer requests a refund of such
16 overpayment amount by separate written request.

17 (b) If a taxpayer's income tax liability for a taxable year exceeds the amount deducted,
18 withheld, or prepaid and credited to the taxpayer against such liability for the taxable year
19 by 99¢ or less, then the amount of such insufficiency on the return shall be waived, the
20 taxpayer shall not be liable for that insufficiency, and no income tax shall be due and
21 payable from the taxpayer for that taxable year."

22 SECTION 2.

23 Code Section 48-7-29.14 of the Official Code of Georgia Annotated, relating to the income
24 tax credit for clean energy property, is amended by revising paragraph (3) of subsection (a)
25 as follows:

