

House Bill 1007

By: Representatives Carter of the 175<sup>th</sup>, Watson of the 166<sup>th</sup>, Rogers of the 29<sup>th</sup>, Evans of the 42<sup>nd</sup>, and Williams of the 119<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to  
2 postsecondary education, so as to change the distribution of funds contributed by taxpayers  
3 to student loan funds; to establish nonprofit corporations for the distribution of such funds;  
4 to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to postsecondary  
8 education, is amended by repealing Code Section 20-3-409, relating to a taxpayer  
9 opportunity to contribute to student loan funds, and designating it as "Reserved."

10 style="text-align:center">**SECTION 2.**

11 Said chapter is further amended by adding a new Code section to read as follows:

12 "20-3-316.1.

13 (a) Each Georgia income tax return form for taxable years beginning on or after January  
14 1, 2015, shall contain appropriate language, to be determined by the state revenue  
15 commissioner, offering the taxpayer the opportunity to contribute to the nonprofit  
16 corporations established by subparagraph (Y) of paragraph (1) of Code Section 20-3-316  
17 to assist students with educational expenses by either donating all or any part of any tax  
18 refund due and by authorizing a reduction in the refund check otherwise payable, or by  
19 contributing any amount over and above any amount of tax owed by adding that amount  
20 to the taxpayer's payment. The instructions accompanying the income tax return shall  
21 include a description of the purposes for which the nonprofit corporations were established  
22 and the intended use of moneys received from the contributions. Each taxpayer required  
23 to file a state income tax return who desires to contribute to these nonprofit corporations  
24 may designate such contribution as provided on the appropriate income tax return form.

25 (b) The Department of Revenue shall determine annually the total amount so contributed,  
26 and shall transmit such amount to the authority for even division among and deposit in the  
27 nonprofit corporations established by subparagraph (Y) of paragraph (1) of Code Section  
28 20-3-316."

29

**SECTION 3.**

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