

House Bill 675

By: Representatives Cox of the 108<sup>th</sup>, Pruett of the 149<sup>th</sup>, Carpenter of the 4<sup>th</sup>, Brockway of the 102<sup>nd</sup>, Barr of the 103<sup>rd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to  
2 income taxes, so as to provide employers with an income tax credit for up to three years for  
3 each Medicaid eligible employee who participates in an employer's health benefit plan; to  
4 provide for definitions; to provide for certain conditions and limitations; to provide for rules  
5 and regulations; to provide for related matters; to provide for automatic repeal; to provide for  
6 an effective date and applicability; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes,  
10 is amended by adding a new Code section to read as follows:

11 "48-7-29.22.

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

13 (1) 'Employer' means any employer upon whom an income tax is imposed by this  
14 chapter.

15 (2) 'Health benefit plan' means any hospital or medical insurance policy or certificate,  
16 health care plan contract or certificate, qualified higher deductible health plan, health  
17 maintenance organization subscriber contract, or managed care plan offered by an  
18 employer to its employees.

19 (3) 'Medicaid eligible employee' means an individual employed by an employer who  
20 meets the eligibility requirements to receive medical assistance pursuant to Article 7 of  
21 Chapter 4 of Title 49 but who is not a recipient of such medical assistance.

22 (b) An employer shall be allowed a tax credit against the tax imposed under this article for  
23 the first three years that a Medicaid eligible employee participates in a health benefit plan  
24 offered by the employer. The amount of such tax credit shall be \$5,000.00 for the first year  
25 each such employee participates in such health benefit plan, \$2,500.00 for the second year

26 each such employee participates in such health benefit plan, and \$2,500.00 for the third  
27 year each such employee participates in such health benefit plan.

28 (c) In no event shall the total amount of the tax credit under this Code section for a taxable  
29 year exceed the employer's income tax liability. Any unused tax credit shall be allowed  
30 the employer against succeeding years' tax liability. No such credit shall be allowed the  
31 employer against prior years' tax liability.

32 (d) The commissioner shall promulgate such rules and regulations as are necessary to  
33 implement and administer the provisions of this Code section.

34 (e) This Code section shall stand repealed on December 31, 2028."

35 **SECTION 2.**

36 This Act shall become effective upon its approval by the Governor or upon its becoming law  
37 without such approval and shall be applicable to all taxable years beginning on or after  
38 January 1, 2018.

39 **SECTION 3.**

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