

Senate Bill 62

By: Senators Butler of the 55th, Williams of the 39th, Rahman of the 5th, Parent of the 42nd, Anderson of the 43rd and others

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, and computation of income tax, so as to increase the value  
3 of a tax credit based on the federal tax credit for certain child and dependant care expenses  
4 to 100 percent of such federal tax credit; to provide for related matters; to provide for an  
5 effective date and applicability; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the  
9 imposition, rate, and computation of income tax, is amended by revising Code  
10 Section 48-7-29.10, relating to credit for qualified child and dependant care expenses, as  
11 follows:

12 "48-7-29.10.

13 (a) A taxpayer shall be allowed a credit against the tax imposed by Code Section 48-7-20  
14 for qualified child and dependent care expenses. Such credit shall be determined by  
15 applying a percentage to the amount of the credit provided for in Section 21 of the Internal  
16 Revenue Code which is claimed and allowed pursuant to the Internal Revenue Code. Such  
17 percentage shall be:

18 (1) Ten percent for all taxable years beginning on or after January 1, 2006, and prior to  
19 January 1, 2007;

20 (2) Twenty percent for all taxable years beginning on or after January 1, 2007, and prior  
21 to January 1, 2008; ~~and~~

22 (3) Thirty percent for all taxable years beginning on or after January 1, 2008; and

23 (4) One hundred percent for all taxable years beginning on or after January 1, 2019.

24 (b) In no event shall the total amount of the tax credit under this Code section for a taxable  
25 year exceed the taxpayer's income tax liability. Any unused tax credit shall not be allowed

26 to be carried forward to apply to the taxpayer's succeeding years' tax liability. No such tax  
27 credit shall be allowed the taxpayer against prior years' tax liability.  
28 (c) The commissioner shall be authorized to promulgate any rules and regulations  
29 necessary to implement and administer this Code section."

30 **SECTION 2.**

31 This Act shall become effective upon its approval by the Governor or upon its becoming law  
32 without such approval and shall be applicable to all taxable years beginning on or after  
33 January 1, 2019.

34 **SECTION 3.**

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