

House Bill 409

By: Representatives Gilliard of the 162nd, Jackson of the 68th, Moore of the 91st, and Heffner of the 130th

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 exempt from taxation all retirement income received as retirement
3 benefits derived from service in the armed forces of the United States or the reserve
4 components thereof; to provide for related matters; to provide for an effective date and
5 applicability; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes,
9 is amended in Code Section 48-7-27, relating to computation of taxable net income, by
10 revising paragraph (5.1) of subsection (a) as follows:

11 ~~"(5.1)(A) All Up to \$17,500.00 of income received by an individual who is less than~~
12 ~~62 years of age paid to such~~ paid to an individual as retirement benefits from military
13 service in the armed forces of the United States or the reserve components thereof ~~and~~
14 ~~an additional amount of up to \$17,500.00 of such income, provided that he or she has~~
15 ~~Georgia earned income otherwise included in his or her Georgia taxable net income in~~
16 ~~an amount that exceeds \$17,500.00.~~

17 ~~(B) In the case of a married couple filing jointly, each spouse who is otherwise~~
18 ~~qualified for an exclusion allowed by this paragraph shall be individually entitled to~~
19 ~~exclude retirement income received by that spouse up to the exclusion amount.~~
20 (C) The ~~exclusions~~ exclusion provided for in this paragraph shall not apply to or affect
21 and shall be in addition to those adjustments to net income provided for under any other
22 paragraph of this subsection;"

23 **SECTION 2.**

24 This Act shall become effective upon its approval by the Governor or upon its becoming law
25 without such approval and shall be applicable to taxable years beginning on or after
26 January 1, 2026.

27 **SECTION 3.**

28 All laws and parts of laws in conflict with this Act are repealed.