

House Bill 1159 (AS PASSED HOUSE AND SENATE)

By: Representatives Gambill of the 15th, Seabaugh of the 34th, Wade of the 9th, Blackmon of the 146th, Williamson of the 112th, 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, computation, exemptions, and credits relative to income
3 taxes, so as to exempt from taxation all income received by individuals, corporations, and
4 partnerships under the Farmer Bridge Assistance and Specialty Crop Farmers programs of
5 the United States Department of Agriculture; to provide for related matters; to provide for
6 an effective date; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the
10 imposition, rate, computation, exemptions, and credits relative to income taxes, is amended
11 in subsection (b) of Code Section 48-7-21, relating to taxation of corporations, by adding
12 new divisions to subparagraph (C) of paragraph (7) and by adding new paragraphs to read
13 as follows:

14 “(viii) For taxable years beginning on or after January 1, 2025, there shall be
15 subtracted from the taxable income of an electing Subchapter 'S' corporation any
16 income received as payments under the Farmer Bridge Assistance Program of the

17 United States Department of Agriculture for which payments 2025 acres were
18 reported to the United States Department of Agriculture on or before
19 December 19, 2025, to the extent that such income is included in federal adjusted
20 gross income or federal taxable income.

21 (ix) For taxable years beginning on or after January 1, 2025, there shall be subtracted
22 from the taxable income of an electing Subchapter 'S' corporation any income
23 received as payments under the Assistance for Specialty Crop Farmers Program of the
24 United States Department of Agriculture for which payments 2025 acres were
25 reported to the United States Department of Agriculture's Farm Service Agency on
26 or before March 13, 2026, to the extent that such income is included in federal
27 adjusted gross income or federal taxable income."

28 "(19) For taxable years beginning on or after January 1, 2025, there shall be subtracted
29 from taxable income any income received as payments under the Farmer Bridge
30 Assistance Program of the United States Department of Agriculture for which payments
31 2025 acres were reported to the United States Department of Agriculture on or before
32 December 19, 2025, to the extent that such income is included in federal adjusted gross
33 income or federal taxable income.

34 (20) For taxable years beginning on or after January 1, 2025, there shall be subtracted
35 from taxable income any income received as payments under the Assistance for Specialty
36 Crop Farmers Program of the United States Department of Agriculture for which
37 payments 2025 acres were reported to the United States Department of Agriculture's
38 Farm Service Agency on or before March 13, 2026, to the extent that such income is
39 included in federal adjusted gross income or federal taxable income."

40 **SECTION 2.**

41 Said article is further amended in Code Section 48-7-23, relating to taxation of partnerships,
42 by adding new paragraphs to subsection (b) and by adding new subsections to read as
43 follows:

44 “(7) Notwithstanding paragraph (6) of this subsection, for taxable years beginning on or
45 after January 1, 2025, there shall be subtracted from the taxable income of an electing
46 partnership any income received as payments under the Farmer Bridge Assistance
47 Program of the United States Department of Agriculture for which payments 2025 acres
48 were reported to the United States Department of Agriculture on or before December 19,
49 2025, to the extent that such income is included in federal adjusted gross income or
50 federal taxable income.

51 (8) Notwithstanding paragraph (6) of this subsection, for taxable years beginning on or
52 after January 1, 2025, there shall be subtracted from the taxable income of an electing
53 partnership any income received as payments under the Assistance for Specialty Crop
54 Farmers Program of the United States Department of Agriculture for which payments
55 2025 acres were reported to the United States Department of Agriculture's Farm Service
56 Agency on or before March 13, 2026, to the extent that such income is included in federal
57 adjusted gross income or federal taxable income.

58 (c) Notwithstanding paragraph (6) of subsection (b) of this Code section, for taxable years
59 beginning on or after January 1, 2025, there shall be subtracted from taxable income any
60 income received as payments under the Farmer Bridge Assistance Program of the United
61 States Department of Agriculture for which payments 2025 acres were reported to the
62 United States Department of Agriculture on or before December 19, 2025, to the extent that
63 such income is included in federal adjusted gross income or federal taxable income.

64 (d) Notwithstanding paragraph (6) of subsection (b) of this Code section, for taxable years
65 beginning on or after January 1, 2025, there shall be subtracted from taxable income any
66 income received as payments under the Assistance for Specialty Crop Farmers Program of

67 the United States Department of Agriculture for which payments 2025 acres were reported
68 to the United States Department of Agriculture's Farm Service Agency on or before March
69 13, 2026, to the extent that such income is included in federal adjusted gross income or
70 federal taxable income."

71 **SECTION 3.**

72 Said article is further amended in subsection (a) of Code Section 48-7-27, relating to
73 computation of taxable net income, by adding new paragraphs to read as follows:

74 "(11.5) For taxable years beginning on or after January 1, 2025, any income received as
75 payments under the Farmer Bridge Assistance Program of the United States Department
76 of Agriculture for which payments 2025 acres were reported to the United States
77 Department of Agriculture on or before December 19, 2025, to the extent that such
78 income is included in federal adjusted gross income or federal taxable income;

79 (11.6) For taxable years beginning on or after January 1, 2025, any income received as
80 payments under the Assistance for Specialty Crop Farmers Program of the United States
81 Department of Agriculture for which payments 2025 acres were reported to the United
82 States Department of Agriculture's Farm Service Agency on or before March 13, 2026,
83 to the extent that such income is included in federal adjusted gross income or federal
84 taxable income."

85 **SECTION 4.**

86 This Act shall become effective upon its approval by the Governor or upon its becoming law
87 without such approval.

88 **SECTION 5.**

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