

House Bill 114

By: Representatives Reeves of the 34th, LaRiccia of the 169th, Oliver of the 82nd, Bonner of the 72nd, and Buckner of the 137th

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 imposition, rate, computation, and exemptions from state income taxes, so as to
3 revise the tax credit for adoption of foster children; to provide for related matters; to provide
4 for an effective date and applicability; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to
8 imposition, rate, computation, and exemptions from state income taxes, is amended by
9 revising Code Section 48-7-29.15, relating to tax credit for adoption of a foster child, as
10 follows:

11 "48-7-29.15.

12 (a) As used in this Code section, the term 'qualified foster child' means a foster child who
13 is less than 18 years of age and who is in a foster home or otherwise in the foster care
14 system under the Division of Family and Children Services of the Department of Human
15 Services.

16 (b) A taxpayer shall be allowed a credit against the tax imposed by Code Section 48-7-20
17 for the adoption of a qualified foster child. The amount of such credit shall be ~~\$2,000.00~~
18 \$6,000.00 per qualified foster child per taxable year commencing with the year in which
19 the adoption becomes final for five taxable years and \$2,000.00 per taxable year thereafter;
20 provided, however, that such credit shall end ~~and ending~~ in the year in which the adopted
21 child attains the age of 18.

22 (c) In no event shall the total amount of the tax credit under this Code section for a taxable
23 year exceed the taxpayer's income tax liability. Any unused tax credit shall not be allowed
24 to be carried forward to apply to the taxpayer's succeeding years' tax liability. No such tax
25 credit shall be allowed the taxpayer against prior years' tax liability.

26 (d) The commissioner shall be authorized to promulgate any rules and regulations
27 necessary to implement and administer this Code section."

28 **SECTION 2.**

29 This Act shall become effective on July 1, 2021, and shall be applicable to adoptions
30 occurring in all taxable years beginning on or after January 1, 2021.

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.