

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

FILED SENATE
May 2, 2024
S.B. 803
PRINCIPAL CLERK

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SENATE BILL DRS35346-MCf-166

Short Title: Homes of Hope Adoption Tax Credit. (Public)

Sponsors: Senator Smith (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE HOMES OF HOPE ADOPTION TAX CREDIT.
3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 105-151.32 is reenacted as it existed immediately before its
5 repeal, is recodified as G.S. 105-153.11, and is rewritten to read:

6 **"§ 105-153.11. Credit for adoption expenses.**

7 (a) Credit. – An eligible individual is allowed a credit against the tax imposed by this
8 Part. The amount of the credit per child is equal to two thousand dollars (\$2,000). For purposes
9 of this section, an "eligible individual" includes any of the following:

- 10 (1) An individual who is allowed a federal adoption tax credit under section 23 of
11 the Code for the taxable year.
12 (2) An individual who for more than 270 days of the taxable year provides a foster
13 home for a child.
14 (3) An individual who receives reimbursement for a child for unlicensed kinship
15 foster care from the North Carolina Department of Health and Human
16 Services for the provision of housing for at least nine months of the taxable
17 year.

18 (b) Limitations. – The following limitations apply to a credit under this section:

- 19 (1) A nonresident or part-year resident who claims the credit allowed by this
20 section shall reduce the amount of the credit by multiplying it by the fraction
21 calculated under G.S. 105-153.4(b) or (c), as appropriate.
22 (2) For spouses who file separate returns for a taxable year in which they could
23 have filed a joint return may each claim only one-half of the credit provided
24 in this section that would have been allowed on a joint return."

25 **SECTION 2.** This act is effective for taxable years beginning on or after January 1,
26 2024.



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