

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 301 Session of 2017

INTRODUCED BY DEAN, FREEMAN, SCHLOSSBERG, SAINATO, THOMAS, McNEILL, CALTAGIRONE, PASHINSKI, DAVIS, DAVIDSON, KINSEY, READSHAW, McCLINTON, D. COSTA, GILLEN AND ROZZI, AUGUST 24, 2017

REFERRED TO COMMITTEE ON FINANCE, AUGUST 24, 2017

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An  
 2 act relating to tax reform and State taxation by codifying  
 3 and enumerating certain subjects of taxation and imposing  
 4 taxes thereon; providing procedures for the payment,  
 5 collection, administration and enforcement thereof; providing  
 6 for tax credits in certain cases; conferring powers and  
 7 imposing duties upon the Department of Revenue, certain  
 8 employers, fiduciaries, individuals, persons, corporations  
 9 and other entities; prescribing crimes, offenses and  
 10 penalties," in neighborhood assistance tax credit, further  
 11 providing for tax credit and for grant of tax credit.

12 The General Assembly of the Commonwealth of Pennsylvania  
 13 hereby enacts as follows:

14 Section 1. Sections 1904-A(c) and 1905-A of the act of March  
 15 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971,  
 16 amended July 13, 2016 (P.L.526, No.84), are amended to read:

17 Section 1904-A. Tax Credit.--\* \* \*

18 (c) The total amount of tax credit granted for programs  
 19 approved under this act shall not exceed [eighteen million  
 20 dollars (\$18,000,000)] twenty-one million dollars (\$21,000,000)  
 21 of tax credit in any fiscal year.

1 \* \* \*

2 Section 1905-A. Grant of Tax Credit.--The Department of  
3 Revenue shall grant a tax credit against any tax due under  
4 Article III, IV, VI, VII, VIII, IX or XV of this act, or any tax  
5 substituted in lieu thereof in an amount which shall not exceed  
6 fifty-five per cent of the total amount contributed during the  
7 taxable year by a business firm or twenty-five per cent of  
8 qualified investments by a private company in programs approved  
9 pursuant to section 1904-A of this act: Provided, That a tax  
10 credit of up to seventy-five per cent of the total amount  
11 contributed during the taxable year by a business firm or up to  
12 thirty-five per cent of the amount of qualified investments by a  
13 private company may be allowed for investment in programs where  
14 activities fall within the scope of special program priorities  
15 as defined with the approval of the Governor in regulations  
16 promulgated by the secretary, and Provided further, That a tax  
17 credit of up to seventy-five per cent of the total amount  
18 contributed during the taxable year by a business firm in  
19 comprehensive service projects with five-year commitments and up  
20 to eighty per cent of the total amount contributed during the  
21 taxable year by a business firm in comprehensive service  
22 projects with six-year or longer commitments shall be granted,  
23 and Provided further, That a tax credit of up to seventy-five  
24 per cent of the total amount contributed during the taxable year  
25 by a business firm in veterans' housing assistance approved  
26 under section 1904-A(b.3) shall be granted. Such credit shall  
27 not exceed five hundred thousand dollars (\$500,000) annually for  
28 contributions or investments to fewer than four projects or one  
29 million two hundred fifty thousand dollars (\$1,250,000) annually  
30 for contributions or investments to four or more projects. No

1 tax credit shall be granted to any bank, bank and trust company,  
2 insurance company, trust company, national bank, savings  
3 association, mutual savings bank or building and loan  
4 association for activities that are a part of its normal course  
5 of business. Any tax credit not used in the period the  
6 contribution or investment was made may be carried over for the  
7 next five succeeding calendar or fiscal years until the full  
8 credit has been allowed. A business firm shall not be entitled  
9 to carry back or obtain a refund of an unused tax credit. The  
10 total amount of all tax credits allowed pursuant to this act  
11 shall not exceed [eighteen million dollars (\$18,000,000)]  
12 twenty-one million dollars (\$21,000,000) in any one fiscal year.  
13 Of that amount, two million dollars (\$2,000,000) shall be  
14 allocated exclusively for pass-through entities[.], and three  
15 million dollars (\$3,000,000) shall be allocated exclusively to  
16 business firms that contribute to veterans' housing assistance  
17 approved under section 1904-A(b.3). However, if the total  
18 amounts allocated to either the group of applicants, exclusive  
19 of pass-through entities, or the group of pass-through entity  
20 applicants is not approved in any fiscal year, the unused  
21 portion shall become available for use by the other group of  
22 qualifying taxpayers.

23 Section 2. This act shall take effect in 60 days.