

1 H.704

2 Introduced by Representatives Partridge of Windham, Conquest of Newbury,

3 Stevens of Shoreham and Trieber of Rockingham

4 Referred to Committee on

5 Date:

6 Subject: Taxation: statewide education property tax; income sensitivity;

7 household income; definition

8 Statement of purpose: This bill proposes to allow the netting of business and
9 capital losses in the calculation of household income for the purposes of
10 determining an income sensitivity adjustment.

11 An act relating to allowing the netting of losses in the calculation of
12 household income

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. 32 V.S.A. § 6061(5) is amended to read:

15 (5) “Modified adjusted gross income” means “federal adjusted gross
16 income”:

17 (A) ~~before the deduction of any trade or business loss, loss from a~~
18 ~~partnership, loss from a small business or “subchapter S” corporation, loss~~
19 ~~from a rental property, or capital loss, except that in the case of a business~~
20 ~~which sells a business property with respect to which it is required, under the~~

1 ~~Internal Revenue Code, to report a capital gain, a business loss incurred in the~~
2 ~~same tax year with respect to the same business may be netted against such~~
3 ~~capital gain [Deleted];~~

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5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on January 1, 2013 and apply to claims filed for
7 tax year 2013 and after.