

October 2008

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota
2 Century Code, relating to a child individual income tax credit; to amend and reenact
3 subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to a child
4 individual income tax credit; and to provide an effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new section to chapter 57-38 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Child income tax credit.** A taxpayer is entitled to a credit against the tax imposed
9 under section 57-38-29 or 57-38-30.3 in the amount of one hundred fifty dollars for each child of
10 the taxpayer under the age of eighteen at the end of the taxable year and for whom the
11 taxpayer may claim a personal exemption deduction for federal income tax purposes for that
12 taxable year. Spouses filing a joint return may claim one credit for a child under this section
13 and for spouses filing separate returns only one spouse may claim the credit for a child under
14 this section.

15 **SECTION 2. AMENDMENT.** Subsection 7 of section 57-38-30.3 of the North Dakota
16 Century Code is amended and reenacted as follows:

- 17 7. A taxpayer filing a return under this section is entitled to the following tax credits:
- 18 a. Family care tax credit under section 57-38-01.20.
 - 19 b. Renaissance zone tax credits under sections 40-63-04, 40-63-06, and
20 40-63-07.
 - 21 c. Agricultural business investment tax credit under section 57-38.6-03.
 - 22 d. Seed capital investment tax credit under section 57-38.5-03.
 - 23 e. Planned gift tax credit under section 57-38-01.21.
 - 24 f. Biodiesel fuel tax credits under sections 57-38-01.22 and 57-38-01.23.

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- 1 g. Internship employment tax credit under section 57-38-01.24.
- 2 h. Workforce recruitment credit under section 57-38-01.25.
- 3 i. Angel fund investment tax credit under section 57-38-01.26.
- 4 j. Microbusiness tax credit under section 57-38-01.27.
- 5 k. Marriage penalty credit under section 57-38-01.28.
- 6 l. Homestead income tax credit under section 57-38-01.29.
- 7 m. Commercial property income tax credit under section 57-38-01.30.
- 8 n. Research and experimental expenditures under section 57-38-30.5.
- 9 o. Child income tax credit under section 1 of this Act.

10 **SECTION 3. EFFECTIVE DATE.** This Act is effective for taxable years beginning after
11 December 31, 2008.