

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1015

Page 1, line 3, after the second semicolon insert "to create and enact a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to income tax credits for contributions to nonprofit private high schools or colleges;"

Page 1, line 4, after "54-21-24.1" insert "and subsections 1 and 2 of section 57-38-01.7"

Page 1, line 5, after "agencies" insert "and the income tax credit for contributions to nonprofit private high schools or colleges"

Page 1, line 8, remove "and" and after "study" insert "; and to provide an effective date"

Page 7, after line 14, insert:

"SECTION 18. AMENDMENT. Subsections 1 and 2 of section 57-38-01.7 of the North Dakota Century Code, as amended by House Bill No. 1324, as approved by the sixty-first legislative assembly, are amended and reenacted as follows:

1. At the election of the taxpayer, there must be allowed, subject to the applicable limitations provided in this subsection, as a credit against the income tax liability under section 57-38-30 or 57-38-30.3 for the taxable year, an amount equal to fifty percent of the aggregate amount of charitable contributions made by the taxpayer during the year to nonprofit private institutions of higher education located within the state or to the North Dakota independent college fund. ~~The~~ For a corporation, the amount allowable as a credit under this subsection for any taxable year may not exceed twenty percent of the corporation's total income tax under this chapter for the year, or two thousand five hundred dollars, whichever is less. For a taxpayer other than a corporation, the amount allowable as a credit under this subsection for any taxable year may not exceed forty percent of the taxpayer's total income tax under this chapter for the year, or two hundred fifty dollars, whichever is less.
2. At the election of the taxpayer, there must be allowed, subject to the applicable limitations provided in this subsection, as a credit against the income tax liability under section 57-38-30 or 57-38-30.3 for the taxable year, an amount equal to fifty percent of the aggregate amount of charitable contributions made by the taxpayer during the year directly to nonprofit private institutions of secondary education, located within the state. ~~The~~ For a corporation, the amount allowable as a credit under this subsection for any taxable year may not exceed twenty percent of the corporation's total income tax under this chapter for the year, or two thousand five hundred dollars, whichever is less. For a taxpayer other than a corporation, the amount allowable as a credit under this subsection for any taxable year may not exceed forty percent of the taxpayer's total income tax under this chapter for the year, or two hundred fifty dollars, whichever is less.

SECTION 19. A new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code is created and enacted as follows:

Page 7, after line 19, insert:

"SECTION 21. EFFECTIVE DATE. Sections 18 and 19 of this Act are effective
for taxable years beginning after December 31, 2008."

Renumber accordingly