

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001

# A Bill

HOUSE BILL 1984

4  
5 By: Representatives Womack, Bevis, Files, Milligan, Adams, Agee, Allison, Altes, Bennett, Biggs,  
6 Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons,  
7 Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson,  
8 Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham,  
9 Holt, House, Hutchinson, Jackson, Jacobs, G. Jeffress, C. Johnson, Jones, Judy, King, Ledbetter, Lendall,  
10 Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Minton, Moore, Napper, Oglesby, Ormond,  
11 Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin,  
12 Seawel, Shoffner, M. Smith, Stovall, C. Taylor, J. Taylor, Thomas, Trammell, Verkamp, W. Walker,  
13 Weaver, White, Willis, Wood

## For An Act To Be Entitled

14  
15  
16 AN ACT TO CREATE AN INCOME TAX CREDIT FOR PAYMENTS TO  
17 NURSING FACILITIES; AND FOR OTHER PURPOSES.

## Subtitle

18  
19  
20 TO CREATE AN INCOME TAX CREDIT FOR  
21 PAYMENTS TO NURSING FACILITIES.

22  
23  
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

25  
26  
27 SECTION 1. (a) Beginning in tax year 2001, there shall be allowed a  
28 credit against the tax imposed by the Income Tax Act of 1929 for payments made  
29 for patient care to nursing home facilities licensed under Arkansas Code 20-  
30 10-224.

31 (b) The amount of the credit shall not exceed one thousand, five  
32 hundred dollars (\$1,500).

33 (c)(1) The amount of the credit that may be used by the taxpayer shall  
34 not exceed the amount of individual income tax due.

35 (2) Any unused credit may be carried over for a maximum of two  
36 (2) consecutive taxable years.

1           (c) The Director of the Department of Finance and Administration shall  
2 promulgate regulations administering the provisions of this section.

3  
4           SECTION 2. Arkansas Code 26-26-310(b)(2)(B), added by Acts 1 and 2 of  
5 the Second Extraordinary Session of 2000, pertaining to the use of excess  
6 funds in the Property Tax Relief Trust Fund, is amended to read as follows:

7           (B)(i) Commencing December 31, 2002, and each December 31 thereafter,  
8 the Chief Fiscal Officer of the State, in cooperation with the Legislative  
9 Council and the Legislative Auditor, shall determine that portion of the  
10 balance remaining that is in excess of the required reimbursement to the  
11 counties and shall certify the same to the Treasurer of State. Such excess  
12 funds ~~may~~ shall be used to replace lost funds resulting from the income tax  
13 credit for payments made for patient care to nursing facilities and any excess  
14 funds not needed for that purposes may be used in accordance with subsequent  
15 legislation to provide additional tax relief, or financial assistance to school  
16 districts that incur a reduction in revenue as a direct result of Amendment 79.

17           (ii) The excess funds necessary to replace the lost funds  
18 resulting from the income tax credit for payments to nursing facilities shall  
19 be transferred from the Property Tax Relief Trust Fund to the General Revenue  
20 Fund Account of the State Apportionment Fund on December 1 of each year.

21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36