

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 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1686

5 By: Representatives Everett, Abernathy, Adcock, Baird, Barnett, Breedlove, J. Brown, Cash, Cole, Cook,
6 Cooper, L. Cowling, Dale, R. Green, Hawkins, Hopper, Hoyt, Kidd, Lea, Lovell, S. Malone, M. Martin,
7 McLean, Overbey, Patterson, Powers, Pyle, Ragland, Reep, Reynolds, Rice, Sample, Summers, Wells, B.
8 Wilkins, Williams, Woods
9

For An Act To Be Entitled

10
11 AN ACT TO PROVIDE AN INCOME TAX CREDIT TO
12 TAXPAYERS PERFORMING OVERTIME WORK IN COUNTIES
13 DECLARED A DISASTER AREA BY THE GOVERNOR AS THE
14 RESULT OF THE JANUARY 2009 ICE STORM IN ARKANSAS;
15 AND FOR OTHER PURPOSES.
16

Subtitle

17
18 TO PROVIDE AN INCOME TAX CREDIT TO
19 TAXPAYERS PERFORMING OVERTIME WORK IN
20 COUNTIES DECLARED A DISASTER AREA BY THE
21 GOVERNOR AS THE RESULT OF THE JANUARY
22 2009 ICE STORM IN ARKANSAS.
23
24
25

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
27

28 SECTION 1. Temporary – Do not codify
29 Ice storm overtime tax credit.

30 (a) As used in this section:

31 (1) "Overtime" means the same as described in § 11-4-211; and

32 (2) "Utility company" means any regulated public or private
33 utility authorized to provide electricity, natural gas, or water for sale to
34 utility customers in a particular service area.

35 (b) A taxpayer that performed work for a city, county, or utility
36 company in a county which was declared a state disaster area by the Governor



1 as the result of the January 2009 ice storm in Arkansas is eligible for a
2 credit against the tax imposed by the Income Tax Act of 1929, § 26-51-101 et
3 seq., with the credit being calculated in accordance with subsection (c) of
4 this section.

5 (c) A credit of five percent (5%) of the amount of overtime wages that
6 the taxpayer received in January 2009 and February 2009 as the result of the
7 January 2009 ice storm will be allowed up to a maximum credit of four hundred
8 dollars (\$400) per taxpayer.

9 (d)(1) The amount of the credit that may be used by the taxpayer shall
10 not exceed the amount of individual income tax liability.

11 (2) Any unused credit may not be carried forward.

12 (e) The Director of the Department of Finance and Administration shall
13 promulgate rules administering this section, including without limitation the
14 filing of documentation verifying the requirements of this section.

15
16 SECTION 2. This act is effective only for the 2009 tax year.
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35