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REFERENCE TITLE: **income tax credit; home schooling**

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

HB 2260

Introduced by
Representatives Johnson, Barnes, Pearce, Senator Jarrett: Representatives
Biggs, Jayne, Quelland, Senator Verschoor

AN ACT

AMENDING SECTION 43-222, ARIZONA REVISED STATUTES; AMENDING TITLE 43, CHAPTER 10, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING SECTION 43-1089.03; RELATING TO INDIVIDUAL INCOME TAX CREDITS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section. 1. Section 43-222, Arizona Revised Statutes, is amended to
3 read:
4 43-222. Income tax credit review schedule
5 Each year the joint legislative income tax credit review committee
6 shall review the following income tax credits:
7 1. In 2002, sections 43-1076, 43-1077, 43-1078, 43-1079, 43-1080,
8 43-1165, 43-1166, 43-1167 and 43-1169.
9 2. In 2003, sections 43-1074.01, 43-1081, 43-1085, 43-1168, 43-1170,
10 43-1173 and 43-1178.
11 3. In 2004, sections 43-1081.01, 43-1083, 43-1084 and 43-1170.01.
12 4. In 2005, sections 43-1087, 43-1088, 43-1090.01, 43-1175 and
13 43-1177.
14 5. In 2006, sections 43-1073, 43-1089, 43-1089.01, 43-1089.02,
15 43-1090, 43-1176 and 43-1181.
16 6. IN 2008, SECTION 43-1089.03.
17 Sec. 2. Title 43, chapter 10, article 5, Arizona Revised Statutes, is
18 amended by adding section 43-1089.03, to read:
19 43-1089.03. Credit for home schools
20 A. FOR TAXABLE YEARS BEGINNING FROM AND AFTER DECEMBER 31, 2003, A
21 CREDIT IN THE AMOUNT OF ONE THOUSAND FIVE HUNDRED DOLLARS IS ALLOWED AGAINST
22 THE TAXES IMPOSED BY THIS TITLE FOR A TAXPAYER WHO PROVIDES A HOME SCHOOL, AS
23 DEFINED IN SECTION 15-802, FOR A CHILD OF THE TAXPAYER DURING AT LEAST SIX
24 MONTHS OF THE TAXABLE YEAR.
25 B. THE DOLLAR AMOUNT OF THE CREDIT UNDER THIS SECTION APPLIES
26 REGARDLESS OF THE TAXPAYER'S FILING STATUS. A HUSBAND AND WIFE WHO FILE
27 SEPARATE RETURNS FOR A TAXABLE YEAR IN WHICH THEY COULD HAVE FILED A JOINT
28 RETURN MAY EACH CLAIM ONLY ONE-HALF OF THE TAX CREDIT THAT WOULD HAVE BEEN
29 ALLOWED FOR A JOINT RETURN.
30 C. IF THE ALLOWABLE TAX CREDIT EXCEEDS THE TAXES DUE UNDER THIS TITLE
31 ON THE CLAIMANT'S INCOME, OR IF THERE ARE NO TAXES DUE UNDER THIS TITLE, THE
32 AMOUNT OF THE CLAIM NOT USED TO OFFSET THE TAXES UNDER THIS TITLE SHALL BE
33 PAID IN THE SAME MANNER AS A REFUND GRANTED UNDER SECTION 42-1118. REFUNDS
34 MADE PURSUANT TO THIS SECTION ARE SUBJECT TO SETOFF UNDER SECTION 42-1122.
35 Sec. 3. Purpose
36 Pursuant to section 43-223, Arizona Revised Statutes, the legislature
37 enacts section 43-1089.03, Arizona Revised Statutes, as added by this act, to
38 encourage taxpayers to home school their children.