SENATE TAXATION
EXHIBIT NO. 10
DATE 3-20-07
BILL NO. SB-210

Amendments to Senate Bill No. 210
1st Reading Copy

$750

For the Senate Taxation Committee

Prepared by Lee Heiman
March 20, 2007 (8:59am)

1. Title, line 4 through line 5.
Strike: "INCREASING" on line 4 through "INVESTMENTS;" on line 5

2. Title, lines 6 and 7.
Strike: "SMALL-BUSINESS CORPORATIONS"
Insert: "LIMITED LIABILITY PARTNERSHIPS, S. CORPORATIONS, OR OTHER DISREGARDED ENTITIES"

3. Title, line 7 through line 8.
Strike: "A" on line 7 through "LEVEL" on line 8
Insert: "CERTAIN INCOME LEVELS"

4. Title, line 8.
Strike: "3-YEAR CARRYFORWARD"
Insert: "REFUND"

5. Title, line 9.
Strike: "SECTIONS 15-32-103 AND"
Insert: "SECTION"

6. Title, page 10.
Strike: the second "AND"
Insert: ","
Following: the second "DATE"
Insert: ", AND A TERMINATION DATE"

7. Page 1, line 14 through line 28.
Strike: section 1 in its entirety
Renumber: subsequent sections

8. Page 2, line 3.
Strike: "75%"
Insert: "25%"

9. Page 2, line 4.
Strike: "space"
Strike: "or of major appliances"

10. Page 2, line 6.
Strike: "$5,000"
Insert: "$750"

11. Page 2, line 7.
Following: "(2)"
Insert: "(a)"

12. Page 2, line 8.
Strike: "150% of the federal poverty level"
Insert: "the amount established in subsection (2)(b)"

13. Page 2, line 9.
Strike: "100%"
Insert: "25%"

14. Page 2, line 10.
Strike: "space"
Strike: "or of major appliances"

15. Page 2, line 11.
Strike: "$5,000"
Insert: "$750"

16. Page 2.
Following: line 11
Insert: "(b) To be eligible for the credit allowed by this subsection (2), a single taxpayer may not have a Montana adjusted gross income in excess of $11,280 and married couples filing jointly or separately on the same form may not have a Montana adjusted gross income in excess of $14,590. The department, by November 1, of each year, shall multiply the income amounts in this subsection (2)(b) by the inflation factor for that year and round the product to the nearest $10. The resulting adjusted income is effective for that tax year and must be used in determining the eligibility for the credit allowed by this subsection (2)."

17. Page 2, lines 12 and 13.
Strike: "small business corporation, as defined in 15-30-1101,"
Insert: "limited liability partnership, S. corporation, or other disregarded entity"
Strike: "75%" on line 13
Insert: "25%"

18. Page 2, line 14.
Following: "attributes of a"
Insert: "residential rental"

19. Page 2, line 15.
Strike: "space"
Strike: "or of major appliances"

20. Page 2, line 16.
Strike: "$10,000"
Insert: "$750"

21. Page 2, line 17.
Strike: "not"
Strike: "more than one status"
Insert: "subsection (1), (2), or (3) but may be claimed under only one of those subsections"

22. Page 2, line 21.
Following: "(6)"
Insert: "The credits under subsections (1) and (3) may not exceed the taxpayer's tax liability."
Following: "credit"
Insert: "under subsection (2)"

23. Page 2, line 22.
Strike: line 22 in its entirety
Insert: "of the excess must be refunded to the taxpayer. The credit may be claimed even if the claimant has no taxable income.

(7) If the taxpayer is an S. corporation, the shareholders may claim a pro rata share of the tax credit. If the taxpayer is a partnership or disregarded entity, the credit may be claimed by the partners or members in the same proportion used to report the partnership's or entity's income or loss for Montana income tax purposes."

24. Page 2.
Following: line 27
Insert: "NEW SECTION. **Section 4. {standard} Termination.** [This act] terminates January 1, 2010."

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