

1 **** BILL NO. ****

2 INTRODUCED BY ****

3 BY REQUEST OF THE ****

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE CAPITAL GAINS TAX CREDIT BY CALCULATING
6 THE CREDIT ON THE LESSER OF NET CAPITAL GAINS OR TAXABLE INCOME; AMENDING SECTION 15-
7 30-2301, MCA; AND PROVIDING AN APPLICABILITY DATE."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 **Section 1.** Section 15-30-2301, MCA, is amended to read:

12 **"15-30-2301. Capital gains credit.** An individual taxpayer is allowed a credit against the taxes
13 imposed by 15-30-2103 in an amount equal to ~~1% of the taxpayer's net capital gains for tax years 2005 and~~
14 ~~2006 and~~ 2% of the lesser of the taxpayer's net capital gains or taxable income for tax years beginning after
15 ~~2006~~, as shown on the taxpayer's individual income tax return filed pursuant to 15-30-2602. The credit allowed
16 under this section may not exceed the taxpayer's income tax liability."

17
18 NEW SECTION. **Section 2. Applicability.** [This act] applies to tax years beginning after December
19 31, 2021.

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21 - END -