

1 \*\*\*\* BILL NO. \*\*\*\*  
2 INTRODUCED BY \*\*\*\*  
3 BY REQUEST OF THE \*\*\*\*  
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE NET OPERATING LOSS DEDUCTION FOR  
6 INDIVIDUAL INCOME TAXPAYERS TO DECOUPLE FROM CHANGES CONTAINED IN THE FEDERAL  
7 CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT; AMENDING SECTION 15-30-2119, MCA;  
8 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."  
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
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12 **Section 1.** Section 15-30-2119, MCA, is amended to read:

13 **"15-30-2119. Net operating loss -- computation.** (1) A- Except as provided in subsection (2), a  
14 Montana net operating loss must be determined in accordance with section 172 of the Internal Revenue Code  
15 of 1986 (26 U.S.C. 172) or as that section may be labeled or amended except that the net operating loss  
16 determined under section 172(c) of the Internal Revenue Code (26 U.S.C. 172(c)) means taxable income, as  
17 defined in 15-30-2101, computed with the modifications specified in section 172(d) of the Internal Revenue  
18 Code (26 U.S.C. 172(d)) as they relate to items provided for in this chapter.

19 (2) Section 172 of the Internal Revenue Code (26 U.S.C. 172) as amended by section 2303 of the  
20 Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, does not apply."  
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22 NEW SECTION. Section 2. **{standard} Effective date.** [This act] is effective on passage and  
23 approval.  
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25 NEW SECTION. Section 3. **Applicability.** [This act] applies to income tax returns filed after [the  
26 effective date of this act].  
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28 - END -