

HB5350



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5350

by Rep. Mary Edly-Allen

SYNOPSIS AS INTRODUCED:

35 ILCS 5/232 new

Amends the Illinois Income Tax Act. Creates an income tax credit for taxpayers who plant a native plant species at their primary place of residence. Provides that the credit shall be equal to the cost of the plants and associated planting materials. Provides that the credit may not exceed \$100 per taxpayer in any taxable year. Effective immediately.

LRB101 18461 HLH 67909 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Income Tax Act is amended by adding
5 Section 232 as follows:

6 (35 ILCS 5/232 new)

7 Sec. 232. Credit for planting native species.

8 (a) For taxable years ending on or after December 31, 2020,
9 each individual taxpayer who plants a native plant species at
10 his or her primary place of residence is entitled to a credit
11 equal to the cost of the plants and associated planting
12 materials. The credit may not exceed \$100 per taxpayer in any
13 taxable year. As used in this Section, "native plant species"
14 means a plant species that is indigenous to Illinois. The
15 Department of Natural Resources shall compile a list of native
16 plant species that are eligible for the credit under this
17 Section and update that list on an annual basis.

18 (b) The credit under this Section may not reduce the
19 taxpayer's liability to less than zero. If the amount of the
20 credit or credits exceeds the taxpayer's liability, the excess
21 may be carried forward and applied against the taxpayer's
22 liability in the next 5 succeeding calendar years. The excess
23 credits shall be applied to the earliest year for which there

1 is a tax liability. If there are credits from more than one
2 taxable year that are available to offset a liability, the
3 earlier credit shall be applied first.

4 (c) The Department of Revenue, in consultation with the
5 Department of Natural Resources, shall adopt rules to
6 administer this Section.

7 (d) This Section is exempt from the provisions of Section
8 250.

9 Section 99. Effective date. This Act takes effect upon
10 becoming law.