

HB1495



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB1495

Introduced 2/17/2021, by Rep. Emanuel Chris Welch

SYNOPSIS AS INTRODUCED:

35 ILCS 5/212

Amends the Illinois Income Tax Act. Makes a technical change in a Section concerning the earned income tax credit.

LRB102 03511 HLH 13524 b

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
5 changing Section 212 as follows:

6 (35 ILCS 5/212)

7 Sec. 212. Earned income tax credit.

8 (a) With respect to the ~~the~~ federal earned income tax
9 credit allowed for the taxable year under Section 32 of the
10 federal Internal Revenue Code, 26 U.S.C. 32, each individual
11 taxpayer is entitled to a credit against the tax imposed by
12 subsections (a) and (b) of Section 201 in an amount equal to
13 (i) 5% of the federal tax credit for each taxable year
14 beginning on or after January 1, 2000 and ending prior to
15 December 31, 2012, (ii) 7.5% of the federal tax credit for each
16 taxable year beginning on or after January 1, 2012 and ending
17 prior to December 31, 2013, (iii) 10% of the federal tax credit
18 for each taxable year beginning on or after January 1, 2013 and
19 beginning prior to January 1, 2017, (iv) 14% of the federal tax
20 credit for each taxable year beginning on or after January 1,
21 2017 and beginning prior to January 1, 2018, and (v) 18% of the
22 federal tax credit for each taxable year beginning on or after
23 January 1, 2018.

1 For a non-resident or part-year resident, the amount of
2 the credit under this Section shall be in proportion to the
3 amount of income attributable to this State.

4 (b) For taxable years beginning before January 1, 2003, in
5 no event shall a credit under this Section reduce the
6 taxpayer's liability to less than zero. For each taxable year
7 beginning on or after January 1, 2003, if the amount of the
8 credit exceeds the income tax liability for the applicable tax
9 year, then the excess credit shall be refunded to the
10 taxpayer. The amount of a refund shall not be included in the
11 taxpayer's income or resources for the purposes of determining
12 eligibility or benefit level in any means-tested benefit
13 program administered by a governmental entity unless required
14 by federal law.

15 (c) This Section is exempt from the provisions of Section
16 250.

17 (Source: P.A. 100-22, eff. 7-6-17.)