
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1077 Session of
2018

INTRODUCED BY HUGHES, SCHWANK, HAYWOOD, BREWSTER, FARNESE AND
COSTA, APRIL 6, 2018

REFERRED TO FINANCE, APRIL 6, 2018

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An
2 act relating to tax reform and State taxation by codifying
3 and enumerating certain subjects of taxation and imposing
4 taxes thereon; providing procedures for the payment,
5 collection, administration and enforcement thereof; providing
6 for tax credits in certain cases; conferring powers and
7 imposing duties upon the Department of Revenue, certain
8 employers, fiduciaries, individuals, persons, corporations
9 and other entities; prescribing crimes, offenses and
10 penalties," in manufacturing and investment tax credit,
11 further providing for business firms and for tax credit
12 certificates.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Sections 1828-G(c) and 1829-G(b) (3) of the act of
16 March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of
17 1971, are amended to read:

18 Section 1828-G. Business firms.

19 * * *

20 (c) Limitation.--The following shall apply:

21 (1) For fiscal year 2017-2018, the department may not
22 approve more than \$4,000,000 in credit-eligible capital
23 contributions under this part.

1 (2) For fiscal year 2018-2019, the department may not
2 approve more than \$5,000,000 in credit-eligible capital
3 contributions under this part.

4 (3) For fiscal year 2019-2020, the department may not
5 approve more than \$10,000,000 in credit-eligible capital
6 contributions under this part.

7 (4) For fiscal year 2020-2021, the department may not
8 approve more than \$15,000,000 in credit-eligible capital
9 contributions under this part.

10 (5) For fiscal year 2021-2022 and each fiscal year
11 thereafter, the department may not approve more than
12 \$20,000,000 in credit-eligible capital contributions under
13 this part.

14 Section 1829-G. Tax credit certificates.

15 * * *

16 (b) Review, recommendation and approval.--

17 * * *

18 (3) In awarding tax credit certificates under this part,
19 [the department:

20 (i) Beginning with] the following shall apply:

21 (i) In regards to utilization of tax credits, the
22 department:

23 (A) for fiscal year 2017-2018, may not award tax
24 credit certificates that would result in the
25 utilization of more than \$1,000,000 in tax credits in
26 [any] fiscal year 2017-2018, except for tax credits
27 carried forward;

28 (B) for fiscal year 2018-2019, may not award tax
29 credit certificates that would result in the
30 utilization of more than \$5,000,000 in tax credits in

1 fiscal year 2018-2019, except for tax credits carried
2 forward;

3 (C) for fiscal year 2019-2020, may not award tax
4 credit certificates that would result in the
5 utilization of more than \$10,000,000 in tax credits
6 in fiscal year 2019-2020, except for tax credits
7 carried forward;

8 (D) for fiscal year 2020-2021, may not award tax
9 credit certificates that would result in the
10 utilization of more than \$15,000,000 in tax credits
11 in fiscal year 2020-2021, except for tax credits
12 carried forward; and

13 (E) for fiscal year 2021-2022 and for each
14 fiscal year thereafter, may not award tax credit
15 certificates that would result in the utilization of
16 more than \$20,000,000 in tax credits in fiscal year
17 2021-2022 or any fiscal year thereafter, except for
18 tax credits carried forward.

19 (ii) [May] In regards to tax credit certificates,
20 the department:

21 (A) for fiscal year 2017-2018, may not award
22 more than \$4,000,000 in tax credit certificates, in
23 the aggregate, under this part[.];

24 (B) for fiscal year 2018-2019, may not award
25 more than \$5,000,000 in tax credit certificates, in
26 the aggregate, under this part;

27 (C) for fiscal year 2019-2020, may not award
28 more than \$10,000,000 in tax credit certificates, in
29 the aggregate, under this part;

30 (D) for fiscal year 2020-2021, may not award

1 more than \$15,000,000 in tax credit certificates, in
2 the aggregate, under this part; and
3 (E) for fiscal year 2021-2022 and each fiscal
4 year thereafter, may not award more than \$20,000,000
5 in tax credit certificates, in the aggregate, under
6 this part.

7 Section 2. This act shall take effect immediately.