

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2913 Session of
2004

INTRODUCED BY REICHLEY, MUSTIO, READSHAW, BAKER, ADOLPH,
ARMSTRONG, BARRAR, BUNT, DeWEESE, DONATUCCI, FAIRCHILD,
FORCIER, GINGRICH, GOODMAN, KILLION, KOTIK, LAUGHLIN,
LESCOVITZ, S. MILLER, PETRARCA, PICKETT, ROSS, SAINATO,
SOLOBAY, WASHINGTON, WHEATLEY, YOUNGBLOOD AND ZUG,
OCTOBER 18, 2004

REFERRED TO COMMITTEE ON FINANCE, OCTOBER 18, 2004

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," providing for a tax credit for donation of used
11 computers; and further defining "taxable income" relating to
12 the corporate net income tax.

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

15 Section 1. The act of March 4, 1971 (P.L.6, No.2), known as
16 the Tax Reform Code of 1971, is amended by adding a section to
17 read:

18 Section 314.1. Tax Credit for Donation of Used Computers.--

19 (a) A taxpayer shall be allowed a credit against the tax
20 imposed by this article for the donation of a used computer to a
21 charitable organization, volunteer firemen's organization,

1 nonprofit education institution or religious organization. The
2 credit authorized by this section shall be equal to the fair
3 market value of the used computer multiplied by the rate of tax
4 imposed pursuant to section 302.

5 (b) The credit provided under this section shall not exceed
6 the amount of the tax otherwise due under this article.

7 (c) The secretary may promulgate regulations to implement
8 this section.

9 Section 2. Section 401(3)1 of the act is amended by adding a
10 paragraph to read:

11 Section 401. Definitions.--The following words, terms, and
12 phrases, when used in this article, shall have the meaning
13 ascribed to them in this section, except where the context
14 clearly indicates a different meaning:

15 * * *

16 (3) "Taxable income." 1. * * *

17 (t) An additional deduction shall be allowed from taxable
18 income in the amount of the fair market value of a used computer
19 donated to a charitable organization, volunteer firemen's
20 organization, nonprofit education institution or religious
21 organization.

22 * * *

23 Section 3. This act shall apply to taxable years beginning
24 after December 31, 2003.

25 Section 4. This act shall take effect immediately.