

SENATE BILL No. 1013

July 16, 2014, Introduced by Senator ANANICH and referred to the Committee on Finance.

A bill to amend 1967 PA 281, entitled
"Income tax act of 1967,"
(MCL 206.1 to 206.713) by adding section 254.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 254. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,
2 2013, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY THIS
3 PART EQUAL TO 100% OF THE CONTRIBUTIONS MADE IN THE TAX YEAR BY THE
4 TAXPAYER TO A QUALIFIED TRUST FUND. THE DEPARTMENT MAY REQUIRE
5 DOCUMENTATION FROM THE CLAIMANT IN SUPPORT OF THE EXISTENCE OF THE
6 QUALIFIED TRUST FUND AND OF THE CONTRIBUTIONS CLAIMED UNDER THIS
7 SECTION.

8 (2) IF THE AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION
9 EXCEEDS THE TAX LIABILITY OF THE TAXPAYER FOR THE TAX
10 YEAR, THAT PORTION OF THE CREDIT THAT EXCEEDS THE TAX LIABILITY

1 SHALL NOT BE REFUNDED.

2 (3) AS USED IN THIS SECTION:

3 (A) "AUTISM SPECTRUM DISORDERS" MEANS THAT TERM AS DEFINED
4 UNDER SECTION 416E OF THE NONPROFIT HEALTH CARE CORPORATION REFORM
5 ACT, 1980 PA 350, MCL 550.1416E, AND SECTION 3406S OF THE INSURANCE
6 CODE OF 1956, 1956 PA 218, MCL 500.3406S.

7 (B) "CHILD" MEANS AN INDIVIDUAL WHO IS NOT EMANCIPATED UNDER
8 1968 PA 293, MCL 722.1 TO 722.6, WHO LIVES WITH A PARENT OR
9 CARETAKER, AND WHO IS EITHER OF THE FOLLOWING:

10 (i) UNDER THE AGE OF 18.

11 (ii) AGE 18 AND A FULL-TIME HIGH SCHOOL STUDENT.

12 (C) "QUALIFIED TRUST FUND" MEANS AN IRREVOCABLE TRUST FUND
13 CREATED FOR THE BENEFIT OF A CHILD WHO IS DIAGNOSED WITH AN AUTISM
14 SPECTRUM DISORDER.