



Rep. Barbara Flynn Currie

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LRB099 02944 HLH 48911 a

1 AMENDMENT TO SENATE BILL 318

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 318 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Income Tax Act is amended by  
5 changing Section 210.5 as follows:

6 (35 ILCS 5/210.5)

7 Sec. 210.5. Tax credit for employee child care.

8 (a) Each corporate taxpayer is entitled to a credit against  
9 the ~~the~~ tax imposed by subsections (a) and (b) of Section 201  
10 in an amount equal to (i) for taxable years ending on or after  
11 December 31, 2000 and on or before December 31, 2004 and for  
12 taxable years ending on or after December 31, 2007, 30% of the  
13 start-up costs expended by the corporate taxpayer to provide a  
14 child care facility for the children of its employees and (ii)  
15 for taxable years ending on or after December 31, 2000, 5% of  
16 the annual amount paid by the corporate taxpayer in providing

1 the child care facility for the children of its employees. The  
2 provisions of Section 250 do not apply to the credits allowed  
3 under this Section. If the 5% credit authorized under item (ii)  
4 of this subsection is claimed, the 5% credit authorized under  
5 Section 210 cannot also be claimed.

6 To receive the tax credit under this Section a corporate  
7 taxpayer may either independently provide and operate a child  
8 care facility for the children of its employees or it may join  
9 in a partnership with one or more other corporations to jointly  
10 provide and operate a child care facility for the children of  
11 employees of the corporations in the partnership.

12 (b) The tax credit may not reduce the taxpayer's liability  
13 to less than zero. If the amount of the tax credit exceeds the  
14 tax liability for the year, the excess may be carried forward  
15 and applied to the tax liability of the 5 taxable years  
16 following the excess credit year. The credit must be applied to  
17 the earliest year for which there is a tax liability. If there  
18 are credits from more than one tax year that are available to  
19 offset a liability, then the earlier credit must be applied  
20 first.

21 (c) As used in this Section, "start-up costs" means  
22 planning, site-preparation, construction, renovation, or  
23 acquisition of a child care facility. As used in this Section,  
24 "child care facility" is limited to a child care facility  
25 located in Illinois.

26 (d) A corporate taxpayer claiming the credit provided by

1 this Section shall maintain and record such information as the  
2 Department may require by rule regarding the child care  
3 facility for which the credit is claimed.  
4 (Source: P.A. 95-648, eff. 10-11-07.)".