

REFERENCE TITLE: **income tax credit; hospital donation**

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

## **SB 1375**

Introduced by  
Senator Bee; Representative McClure

**AN ACT**

**AMENDING SECTION 43-222, ARIZONA REVISED STATUTES; AMENDING TITLE 43, CHAPTER 10, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING SECTION 43-1086.01; RELATING TO INDIVIDUAL INCOME TAX CREDITS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 43-222, Arizona Revised Statutes, is amended to  
3 read:

4 43-222. Income tax credit review schedule

5 Each year the joint legislative income tax credit review committee  
6 shall review the following income tax credits:

7 1. In 2007, sections 43-1077, 43-1078, 43-1079, 43-1080, 43-1165,  
8 43-1166, 43-1167 and 43-1169.

9 2. In 2008, sections 43-1074.01, 43-1081, 43-1168, 43-1170 and  
10 43-1178.

11 3. In 2009, sections 43-1076, 43-1081.01, 43-1084, 43-1162 and  
12 43-1170.01.

13 4. In 2010, sections 43-1075, 43-1075.01, 43-1079.01, 43-1087,  
14 43-1088, 43-1090.01, 43-1163, 43-1163.01, 43-1167.01, 43-1175 and 43-1182.

15 5. In 2011, sections 43-1074.02, 43-1083, 43-1085, 43-1164 and  
16 43-1183.

17 6. In 2012, sections 43-1073, 43-1086, 43-1089, 43-1089.01,  
18 43-1089.02, 43-1090, 43-1176 and 43-1181.

19 7. IN 2013, SECTION 43-1086.01.

20 Sec. 2. Title 43, chapter 10, article 5, Arizona Revised Statutes, is  
21 amended by adding section 43-1086.01, to read:

22 43-1086.01. Credit for donation to rural hospital foundation;  
23 definition

24 A. FOR TAXABLE YEARS BEGINNING FROM AND AFTER DECEMBER 31, 2008, A  
25 CREDIT IS ALLOWED AGAINST THE TAXES IMPOSED BY THIS TITLE FOR THE AMOUNT OF  
26 CASH CONTRIBUTIONS MADE BY THE TAXPAYER DURING THE TAXABLE YEAR TO A RURAL  
27 HOSPITAL FOUNDATION NOT EXCEEDING:

28 1. TWO HUNDRED DOLLARS FOR A SINGLE INDIVIDUAL OR HEAD OF HOUSEHOLD.

29 2. FOUR HUNDRED DOLLARS FOR A MARRIED COUPLE FILING A JOINT RETURN.

30 B. A HUSBAND OR WIFE WHO FILE SEPARATE RETURNS FOR A TAXABLE YEAR IN  
31 WHICH THEY COULD HAVE FILED A JOINT RETURN MAY EACH CLAIM ONLY ONE-HALF OF  
32 THE TAX CREDIT THAT WOULD HAVE BEEN ALLOWED FOR A JOINT RETURN.

33 C. A CREDIT UNDER THIS SECTION IS IN LIEU OF ANY DEDUCTION PURSUANT TO  
34 SECTION 170 OF THE INTERNAL REVENUE CODE AND TAKEN FOR STATE TAX PURPOSES.

35 D. IF THE ALLOWABLE TAX CREDIT EXCEEDS THE TAXES OTHERWISE DUE UNDER  
36 THIS TITLE ON THE CLAIMANT'S INCOME, OR IF THERE ARE NO TAXES DUE UNDER THIS  
37 TITLE, THE TAXPAYER MAY CARRY THE AMOUNT OF THE CLAIM NOT USED TO OFFSET THE  
38 TAXES UNDER THIS TITLE FORWARD FOR NOT MORE THAN FIVE CONSECUTIVE TAXABLE  
39 YEARS' INCOME TAX LIABILITY.

40 E. FOR THE PURPOSES OF THIS SECTION, "RURAL HOSPITAL FOUNDATION" MEANS  
41 A NONPROFIT ORGANIZATION THAT QUALIFIES UNDER SECTION 501(c)(3) OF THE  
42 INTERNAL REVENUE CODE AND IS ESTABLISHED FOR THE FINANCIAL SUPPORT OF A  
43 LICENSED NONPROFIT GENERAL HOSPITAL LOCATED IN A CITY OR TOWN IN THIS STATE  
44 THAT HAS A POPULATION OF LESS THAN ONE HUNDRED THOUSAND PERSONS.

1           Sec. 3. Purpose

2           Pursuant to section 43-223, Arizona Revised Statutes, the purpose of  
3 section 43-1086.01, Arizona Revised Statutes, as added by this act, is to  
4 encourage the private financial support of rural hospitals by residents of  
5 this state.