

CORPORATE INCOME TAX

LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting. (5-4-105, MCA; [Chapter 309, Laws of 2017](#)) The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The links below open to the introduced bill. The other information is available by selecting the Additional Bill Links hyperlink at the top of the bill and then the link “Status of this Bill.”

Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.

Background Materials and Research

Topic Summary: The corporate income tax is levied on corporations engaged in business in Montana and deposited in the general fund. The tax is for the privilege of carrying on business in the state and is based on federal total net income in the previous year and Montana-specific additions, subtractions, and credits.

Montana requires mandatory combined reporting, which means that corporations report income and pay taxes based on the income of all entities in a unitary business, including subsidiaries and other related corporations with common ownership. The income for the combined group is then apportioned to the states in which the group does business. The theory of combined reporting provides that a combined group should have the same tax liability as if it operated as a single corporation.

Corporations operating in Montana are required to report on their worldwide income unless they make a water’s-edge election to generally include only U.S. affiliates. A corporation that makes a water’s-edge election is subject to a higher tax rate. In addition, the corporation must include certain foreign source income from domestic firms, significant domestic activity of foreign affiliates, and income for corporations in a unitary relationship with the taxpayer that are incorporated in any of the tax havens listed in statute.

The corporate income tax rate is 6.75%, or 7% if the taxpayer makes a water’s-edge election. There is a \$50 minimum tax for each corporation subject to tax. The current corporate income tax rate has been in effect since 1971 and the current minimum tax since 1969. The law providing for a water’s-edge election was enacted in 1987.

Corporate income tax laws are codified in [Title 15, chapter 31](#), MCA.

Legislative Services Division Materials:

[Overview of Taxation of International Corporations](#) – Megan Moore, September 2015

[Comparing Corporate Income Tax Systems](#) – Megan Moore, November 2015

CORPORATE INCOME TAX

[Memo: Information Requests for Taxation of International Corporations Study](#) – Megan Moore, March 2016

[Analysis of the Montana Corporation Income Tax Structure](#) – Jeff Martin, July 1992

Other Materials:

Legislative Audit Division

[Tax Dispute Resolution Process for Corporate License and Natural Resource Taxes](#), August 2003

Legislative Fiscal Division

[Corporation Income Tax Estimating: Using Confidence Intervals to Minimize Forecasting Error](#) – Sam Schaefer, Legislative Fiscal Division, July 2014

[Slides: Using Confidence Intervals to Minimize Forecasting Error](#) – Sam Schaefer, Legislative Fiscal Division, July 2014

[Memo: Corporation Income Tax Model Update and Refunds by Sector](#) – Sam Schaefer, Legislative Fiscal Division, September 2016

Department of Revenue

[Biennial Reports](#) (2006-2008 biennium to present)

[Link to forms and filing instructions](#)

[Memo: Corporation Income Tax Water's Edge Election – Tax Haven Country Update](#) – Mike Kadas, May 2016

[Memo: Corporation Tax Water's Edge Election – Tax Haven Countries](#) – Mike Kadas, July 2014

[Memo: Corporation Tax Water's Edge Election – Tax Haven Jurisdictions](#) – Brenda J. Gilmer, , July 2012

[Memo: Corporation Tax Water's Edge Election – Tax Haven Countries](#) – Brenda J. Gilmer, November 2010

National Conference of State Legislatures

[Business Income Taxes](#)

[Task Force on State and Local Taxation](#) (includes links to tax policy organizations)

[LegisBrief: States Eye Tax Havens](#) – Jackson Brainerd, February 2016

[Slides: Demystifying the States' Apportionment of Corporate Income & the Ramifications of Alternative Apportionment](#), August 2014

[Combined Reporting with the Corporation Income Tax: Issues for State Legislatures](#) – William F. Fox and LeAnn Luna, November 2010

Introduced Legislation

2017 Special Session

[House Bill No. 7](#) – (H) Died in Process -- AN ACT REPEALING CERTAIN INDIVIDUAL INCOME AND CORPORATE INCOME TAX CREDITS; PROVIDING THAT CERTAIN TAX CREDITS MAY NOT BE CLAIMED IN TAX YEAR 2018 AND TAX YEAR 2019; AMENDING SECTIONS 15-30-2319, 15-30-2320, 15-30-2342, 15-30-2356, 15-30-2358, 15-30-2365, 15-30-2367, 15-31-125, 15-31-132, 15-31-133, 15-31-134, 15-31-150, 15-31-151, 15-32-109, 15-32-115, 15-32-201, 15-32-202, 15-32-402, 15-32-404, 15-32-505, 15-32-602, 15-32-701, 15-32-702, 15-32-703, AND 15-50-207, MCA; REPEALING SECTIONS 15-30-2381, 50-51-114, AND 50-51-115, MCA; AND PROVIDING AN EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

2017

[House Bill No. 239](#) – (S) Died in Process -- AN ACT PROVIDING INCOME TAX BENEFITS TO EMPLOYERS AND STUDENTS FOR HIGHER EDUCATION EXPENSES; PROVIDING TAX CREDITS TO EMPLOYERS THAT PAY HIGHER EDUCATION EXPENSES AND STUDENT LOANS ON BEHALF OF CERTAIN EMPLOYEES; PROVIDING AN EXCLUSION FROM STATE ADJUSTED GROSS INCOME FOR STUDENT LOAN REPAYMENTS MADE BY AN EMPLOYER; EXEMPTING EMPLOYER HIGHER EDUCATION EXPENSES AND STUDENT LOAN PAYMENTS FROM WAGES FOR PURPOSES OF WORKERS' COMPENSATION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 15-30-2110-AND 39-71-123, MCA; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 249](#) – (H) Died in Standing Committee -- AN ACT PROVIDING INCOME TAX BENEFITS TO EMPLOYERS THAT PROVIDE STUDENT LOAN REIMBURSEMENTS TO EMPLOYEES; PROVIDING A DEDUCTION TO EMPLOYERS THAT REIMBURSE EMPLOYEES FOR STUDENT LOAN PAYMENTS; PROVIDING AN EXCLUSION FROM STATE ADJUSTED GROSS INCOME FOR STUDENT LOAN REIMBURSEMENTS MADE BY AN EMPLOYER; EXEMPTING EMPLOYER STUDENT LOAN REIMBURSEMENTS FROM WAGES FOR PURPOSES OF UNEMPLOYMENT INSURANCE AND WORKERS' COMPENSATION; AMENDING SECTIONS 15-30-2110 AND 39-51-201, MCA; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 308](#) – Chapter Number Assigned -- AN ACT CREATING AN INCOME TAX CREDIT PROGRAM FOR EMPLOYERS OF REGISTERED APPRENTICES, INCLUDING AN INCREASED CREDIT FOR EMPLOYING VETERANS; PROVIDING THAT THE CREDITS BE TAKEN AGAINST INDIVIDUAL INCOME TAX AND CORPORATE INCOME TAX LIABILITIES; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 15-30-2618 AND 15-31-511, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill No. 511](#) – Chapter Number Assigned -- AN ACT REVISING INCOME TAX LAWS; REVISING THE MULTISTATE TAX COMPACT TO ADOPT REVISIONS RECOMMENDED BY THE MULTISTATE TAX COMMISSION, INCLUDING TO PROVIDE FOR MARKET SOURCING OF SALES; REVISING MONTANA'S CORPORATE INCOME TAX TO ADOPT CHANGES THAT GENERALLY CONFORM WITH REVISIONS TO ARTICLE IV OF THE MULTISTATE TAX COMPACT; REVISING LAWS RELATED TO THE CALCULATION OF MONTANA SOURCE INCOME FOR PARTNERSHIPS, S. CORPORATIONS, AND CERTAIN

CORPORATE INCOME TAX

DISREGARDED ENTITIES; AMENDING SECTIONS 15-1-601, 15-30-3302, 15-31-301, 15-31-302, 15-31-303, 15-31-304, 15-31-305, 15-31-306, 15-31-307, 15-31-308, 15-31-309, 15-31-310, 15-31-311, AND 15-31-312, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill No. 550](#) – Chapter Number Assigned -- AN ACT REVISING LAWS RELATED TO THE NET OPERATING LOSS DEDUCTION FOR CORPORATE INCOME TAX PURPOSES; REVISING THE CARRYBACK AND CARRYOVER PERIODS; LIMITING A NET OPERATING LOSS CARRYBACK; AMENDING SECTION 15-31-119, MCA; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 602](#) – (H) Died in Standing Committee -- AN ACT PROVIDING INCOME TAX INCENTIVES FOR CERTAIN EXPENDITURES RELATED TO THE MOTION PICTURE AND TELEVISION INDUSTRY; REENACTING THE BIG SKY ON THE BIG SCREEN ACT; PROMOTING THE MOTION PICTURE AND TELEVISION INDUSTRIES AND RELATED MEDIA IN MONTANA BY PROVIDING TAX INCENTIVES FOR FILMING IN MONTANA; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR EMPLOYING MONTANA RESIDENTS; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR QUALIFYING EXPENDITURES MADE IN MONTANA; PROVIDING AN INCREASED TAX CREDIT FOR EMPLOYMENT AND EXPENDITURES IN AN UNDERSERVED AREA; REQUIRING A PRODUCTION COMPANY TO APPLY TO THE DEPARTMENT OF COMMERCE FOR STATE CERTIFICATION OF A PRODUCTION TO QUALIFY FOR THE TAX CREDITS; REQUIRING AN APPLICATION AND AN APPLICATION FEE FOR A PRODUCTION COMPANY TO CLAIM TAX CREDITS FOR A STATE-CERTIFIED PRODUCTION; REQUIRING THAT THE APPLICATION FEE BE USED FOR ADMINISTERING THE TAX CREDITS; PROVIDING A STATUTORY APPROPRIATION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 17-7-502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[House Bill No. 640](#) – (H) Died in Standing Committee -- AN ACT GENERALLY REVISING TAXATION; REPEALING INDIVIDUAL INCOME TAXES AND CORPORATE INCOME TAXES; ENACTING A GENERAL STATEWIDE SALES TAX AND USE TAX; AUTHORIZING THE DEPARTMENT OF REVENUE TO ENTER INTO THE STREAMLINED SALES TAX AND USE TAX AGREEMENT; IMPLEMENTING APPROPRIATE PROVISIONS OF THE STREAMLINED SALES TAX AND USE TAX AGREEMENT; ALLOWING VARIOUS SALES TAX AND USE TAX EXEMPTIONS; ELIMINATING THE STATEWIDE 40-MILL LEVY FOR SCHOOL FUNDING; ELIMINATING CERTAIN MOTOR VEHICLE FEES; PROVIDING FOR A ONE-TIME REGISTRATION FEE OF \$50 FOR CERTAIN VEHICLES; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-18-1312, 5-12-303, 7-14-1133, 7-14-1636, 7-21-3710, 7-34-2416, 10-1-1303, 15-1-101, 15-1-102, 15-1-110, 15-1-121, 15-1-205, 15-1-211, 15-1-216, 15-1-302, 15-1-503, 15-2-201, 15-6-224, 15-6-301, 15-7-102, 15-10-420, 15-16-101, 15-24-1402, 15-24-1410, 15-38-109, 15-39-110, 15-68-101, 15-68-102, 15-68-110, 15-68-201, 15-68-202, 15-68-207, 15-68-401, 15-68-402, 15-68-405, 15-68-501, 15-68-502, 15-68-505, 15-68-510, 15-68-520, 15-68-801, 15-68-815, 17-5-1102, 17-6-311, 17-6-316, 17-6-602, 17-7-111, 17-7-502, 19-2-303, 19-2-1004, 19-17-407, 19-18-612, 19-19-504, 19-20-101, 19-20-706, 19-21-212, 19-50-101, 20-9-543, 20-25-503, 20-25-504, 25-13-402, 27-1-732, 30-20-204, 32-3-401, 33-22-2002, 33-22-2004, 33-22-2005, 33-22-2006, 33-22-2007, 33-22-2008, 33-22-2009, 33-27-101, 33-27-102, 33-27-103, 35-1-944, 35-2-1401, 37-4-104, 45-6-301, 47-1-111, 50-5-117, 53-2-211, 53-4-1103, 53-6-1201, 53-6-1317, 61-3-321, 61-3-562, 61-6-158, 67-11-303, 70-9-803, 75-2-103, 75-5-103, 75-25-101, 87-2-102, 87-2-105, 87-5-121, 90-4-602, 90-4-1005, AND 90-4-1202, MCA; REPEALING SECTIONS 15-1-109, 15-1-230, 15-30-2101, 15-30-2102, 15-30-2103, 15-30-2104, 15-30-2105, 15-30-2110, 15-30-2111, 15-30-2112, 15-30-2113, 15-30-2114, 15-30-2115, 15-30-2116, 15-30-2117, 15-30-2118, 15-30-2119, 15-30-2131, 15-30-2132, 15-30-2133, 15-30-2141, 15-30-2142, 15-30-2143, 15-30-2144, 15-30-2151, 15-30-2152, 15-30-2153, 15-30-2154, 15-30-2301, 15-30-2302, 15-30-2319,

CORPORATE INCOME TAX

15-30-2320, 15-30-2326, 15-30-2327, 15-30-2328, 15-30-2329, 15-30-2334, 15-30-2335, 15-30-2336, 15-30-2337, 15-30-2338, 15-30-2339, 15-30-2340, 15-30-2341, 15-30-2342, 15-30-2356, 15-30-2358, 15-30-2364, 15-30-2365, 15-30-2366, 15-30-2367, 15-30-2368, 15-30-2373, 15-30-2380, 15-30-2381, 15-30-2386, 15-30-2387, 15-30-2388, 15-30-2389, 15-30-2390, 15-30-2392, 15-30-2501, 15-30-2502, 15-30-2503, 15-30-2504, 15-30-2505, 15-30-2506, 15-30-2507, 15-30-2508, 15-30-2509, 15-30-2510, 15-30-2511, 15-30-2512, 15-30-2521, 15-30-2522, 15-30-2523, 15-30-2531, 15-30-2536, 15-30-2537, 15-30-2538, 15-30-2539, 15-30-2540, 15-30-2541, 15-30-2542, 15-30-2543, 15-30-2544, 15-30-2545, 15-30-2546, 15-30-2547, 15-30-2601, 15-30-2602, 15-30-2603, 15-30-2604, 15-30-2605, 15-30-2606, 15-30-2607, 15-30-2608, 15-30-2609, 15-30-2616, 15-30-2617, 15-30-2618, 15-30-2619, 15-30-2620, 15-30-2621, 15-30-2622, 15-30-2629, 15-30-2630, 15-30-2631, 15-30-2632, 15-30-2633, 15-30-2634, 15-30-2641, 15-30-2642, 15-30-2643, 15-30-2646, 15-30-2651, 15-30-2660, 15-30-3001, 15-30-3002, 15-30-3003, 15-30-3004, 15-30-3005, 15-30-3101, 15-30-3102, 15-30-3103, 15-30-3104, 15-30-3105, 15-30-3106, 15-30-3110, 15-30-3111, 15-30-3112, 15-30-3113, 15-30-3114, 15-30-3301, 15-30-3302, 15-30-3311, 15-30-3312, 15-30-3313, 15-30-3314, 15-30-3315, 15-30-3321, 15-31-101, 15-31-102, 15-31-103, 15-31-111, 15-31-112, 15-31-113, 15-31-114, 15-31-115, 15-31-117, 15-31-118, 15-31-119, 15-31-121, 15-31-122, 15-31-124, 15-31-125, 15-31-126, 15-31-127, 15-31-130, 15-31-131, 15-31-132, 15-31-133, 15-31-134, 15-31-135, 15-31-136, 15-31-137, 15-31-141, 15-31-142, 15-31-143, 15-31-150, 15-31-151, 15-31-158, 15-31-159, 15-31-161, 15-31-162, 15-31-163, 15-31-171, 15-31-172, 15-31-301, 15-31-302, 15-31-303, 15-31-304, 15-31-305, 15-31-306, 15-31-307, 15-31-308, 15-31-309, 15-31-310, 15-31-311, 15-31-312, 15-31-313, 15-31-321, 15-31-322, 15-31-323, 15-31-324, 15-31-325, 15-31-326, 15-31-401, 15-31-402, 15-31-403, 15-31-404, 15-31-405, 15-31-406, 15-31-407, 15-31-501, 15-31-502, 15-31-503, 15-31-504, 15-31-505, 15-31-506, 15-31-509, 15-31-510, 15-31-511, 15-31-521, 15-31-522, 15-31-523, 15-31-524, 15-31-525, 15-31-526, 15-31-531, 15-31-532, 15-31-541, 15-31-543, 15-31-544, 15-31-551, 15-31-552, 15-31-553, 15-31-554, 15-32-101, 15-32-102, 15-32-103, 15-32-104, 15-32-105, 15-32-106, 15-32-107, 15-32-109, 15-32-115, 15-32-201, 15-32-202, 15-32-203, 15-32-301, 15-32-302, 15-32-303, 15-32-401, 15-32-402, 15-32-404, 15-32-405, 15-32-406, 15-32-407, 15-32-501, 15-32-502, 15-32-503, 15-32-504, 15-32-505, 15-32-506, 15-32-507, 15-32-508, 15-32-509, 15-32-510, 15-32-601, 15-32-602, 15-32-603, 15-32-604, 15-32-609, 15-32-610, 15-32-611, 15-32-701, 15-32-702, 15-32-703, 15-33-101, 15-33-102, 15-33-103, 15-33-104, 15-33-105, 15-33-106, 15-50-101, 15-50-205, 15-50-206, 15-50-207, 15-50-301, 15-50-304, 15-50-307, 15-50-308, 15-50-309, 15-50-310, 15-50-311, 15-61-101, 15-61-102, 15-61-201, 15-61-202, 15-61-203, 15-61-204, 15-61-205, 15-62-101, 15-62-102, 15-62-103, 15-62-201, 15-62-202, 15-62-203, 15-62-205, 15-62-206, 15-62-207, 15-62-208, 15-62-209, 15-62-301, 15-62-302, 15-63-101, 15-63-102, 15-63-201, 15-63-202, 15-63-203, 15-63-204, 15-63-205, 15-68-212, 20-9-360, 20-9-901, 20-9-902, 20-9-903, 20-9-904, 20-9-905, 20-9-906, 20-25-901, 20-25-902, 33-17-407, 50-51-114, 50-51-115, 53-25-117, 53-25-118, 69-3-713, AND 87-1-294, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill No. 105](#) – (S) Died in Standing Committee -- AN ACT REPEALING THE WATER'S-EDGE ELECTION FOR CORPORATE INCOME TAX PURPOSES; ALLOWING A CURRENT WATER'S-EDGE ELECTION TO REMAIN IN EFFECT UNTIL IT EXPIRES; PROHIBITING A NEW WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-121, 15-31-322, AND 15-31-324, MCA; REPEALING SECTIONS 15-31-321, 15-31-322, 15-31-323, 15-31-324, 15-31-325, AND 15-31-326, MCA; AND PROVIDING EFFECTIVE DATES.

[Senate Bill No. 112](#) – (S) Died in Standing Committee -- AN ACT REVISING LAWS RELATED TO THE NET OPERATING LOSS DEDUCTION FOR CORPORATE INCOME TAX PURPOSES; REVISING THE CARRYBACK AND CARRYOVER PERIODS; LIMITING A NET OPERATING LOSS CARRYBACK; AMENDING SECTION 15-31-119, MCA; AND PROVIDING AN APPLICABILITY DATE.

[Senate Bill No. 317](#) – Chapter Number Assigned -- AN ACT REVISING INTEREST ASSESSMENTS ON CERTAIN TAXES; PROVIDING THAT INTEREST ASSESSMENTS ON ALL TAXES OTHER THAN DELINQUENT INDIVIDUAL INCOME TAXES ARE BASED ON THE PRIME INTEREST RATE PUBLISHED BY THE

FEDERAL RESERVE SYSTEM PLUS 3 PERCENTAGE POINTS; AND AMENDING SECTION 15-1-216, MCA.

[Senate Bill No. 345](#) – Vetoed by Governor -- AN ACT RELATING TO HIGH-DEDUCTIBLE HEALTH INSURANCE PLANS AND EMPLOYER HEALTH REIMBURSEMENT ARRANGEMENTS; PROVIDING VARIOUS TAX INCENTIVES; IMPOSING DUTIES ON THE COMMISSIONER OF INSURANCE; PROVIDING RULEMAKING AUTHORITY TO THE COMMISSIONER OF INSURANCE; ALLOWING AN INCOME TAX CREDIT FOR CERTAIN EMPLOYER CONTRIBUTIONS TO HIGH-DEDUCTIBLE HEALTH INSURANCE PREMIUMS AND HEALTH REIMBURSEMENT ARRANGEMENT-ONLY PLANS; ALLOWING A REDUCTION IN ADJUSTED GROSS INCOME TO CERTAIN TAXPAYERS FOR HEALTH REIMBURSEMENT ARRANGEMENT-ONLY BENEFITS AND HIGH-DEDUCTIBLE HEALTH INSURANCE PREMIUMS; PROVIDING RULEMAKING AUTHORITY TO THE DEPARTMENT OF REVENUE; AMENDING SECTIONS 15-30-2110 AND 15-30-2131, MCA; AND PROVIDING EFFECTIVE DATES AND AN APPLICABILITY DATE.

2015

[House Bill No. 120](#) – (H) Died in Standing Committee -- AN ACT REENACTING THE BIG SKY ON THE BIG SCREEN ACT AND MAKING PERMANENT THE AVAILABILITY AND USE OF TAX CREDITS; PROMOTING THE MOTION PICTURE AND TELEVISION INDUSTRIES AND RELATED MEDIA IN MONTANA BY PROVIDING TAX INCENTIVES FOR FILMING AND FOR DEVELOPING MAGAZINE ADVERTISING IN MONTANA; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR EMPLOYING MONTANA RESIDENTS; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR QUALIFYING EXPENDITURES MADE IN MONTANA; REQUIRING A PRODUCTION COMPANY TO APPLY TO THE DEPARTMENT OF COMMERCE FOR STATE CERTIFICATION OF A PRODUCTION TO QUALIFY FOR THE TAX CREDITS; REQUIRING AN APPLICATION AND AN APPLICATION FEE FOR A PRODUCTION COMPANY TO CLAIM TAX CREDITS FOR A STATE-CERTIFIED PRODUCTION; REQUIRING THAT THE APPLICATION FEE BE USED FOR ADMINISTERING THE TAX CREDITS; PROVIDING A STATUTORY APPROPRIATION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 17-7-502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[House Bill No. 154](#) – Vetoed by Governor -- AN ACT PROVIDING FOR THE TERMINATION OF INCOME TAX CREDITS; REQUIRING THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE TO REVIEW TERMINATING TAX CREDITS AND MAKE A RECOMMENDATION TO THE LEGISLATURE; PROVIDING CRITERIA FOR THE COMMITTEE TO USE WHEN REVIEWING TAX CREDITS; AND AMENDING SECTIONS 5-5-227, 15-30-2319, 15-30-2320, 15-30-2326, 15-30-2336, 15-30-2342, 15-30-2356, 15-30-2358, 15-30-2364, 15-30-2365, 15-30-2366, 15-30-2367, 15-30-2368, 15-30-2373, 15-30-2381, 15-31-125, 15-31-130, 15-31-131, 15-31-132, 15-31-133, 15-31-134, 15-31-150, 15-31-171, 15-32-109, 15-32-115, 15-32-201, 15-32-402, 15-32-503, 15-32-602, 15-32-701, 15-32-702, 15-32-703, 15-50-207, 17-6-316, AND 53-4-1103, MCA.

[House Bill No. 277](#) – (H) Died in Standing Committee -- AN ACT CREATING AN INCOME TAX CREDIT PROGRAM FOR EMPLOYERS OF REGISTERED APPRENTICES; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 341](#) – (S) Died in Standing Committee -- AN ACT PROVIDING INCOME TAX BENEFITS TO EMPLOYERS AND STUDENTS FOR HIGHER EDUCATION EXPENSES; PROVIDING TAX CREDITS TO EMPLOYERS THAT PAY HIGHER EDUCATION EXPENSES AND STUDENT LOANS ON BEHALF OF CERTAIN EMPLOYEES; PROVIDING AN EXCLUSION FROM STATE ADJUSTED GROSS INCOME FOR

CORPORATE INCOME TAX

STUDENT LOAN REPAYMENTS MADE BY AN EMPLOYER; EXEMPTING EMPLOYER HIGHER EDUCATION EXPENSES AND STUDENT LOAN PAYMENTS FROM WAGES FOR PURPOSES OF UNEMPLOYMENT INSURANCE AND WORKERS' COMPENSATION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 15-30-2110, 39-51-201, AND 39-71-123, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[House Bill No. 511](#) – (H) Died in Standing Committee -- AN ACT ALLOWING TAX CREDITS FOR CONTRIBUTIONS TO EDUCATIONAL IMPROVEMENT ORGANIZATIONS AND STUDENT SCHOLARSHIP ORGANIZATIONS BY INDIVIDUAL AND CORPORATE TAXPAYERS; CREATING PUBLIC SCHOOL AND STUDENT FUNDING THROUGH TAX REPLACEMENT PROGRAMS; ESTABLISHING REQUIREMENTS FOR ORGANIZATIONS THAT AWARD GRANTS AND SCHOLARSHIPS; ESTABLISHING REQUIREMENTS FOR AWARDED PUBLIC SCHOOL GRANTS AND DETERMINING ELIGIBLE PUBLIC SCHOOLS; ESTABLISHING REQUIREMENTS FOR GRANTING STUDENT SCHOLARSHIPS AND DETERMINING EDUCATION PROVIDERS THAT ARE ELIGIBLE TO EDUCATE STUDENTS RECEIVING SCHOLARSHIPS; PROVIDING THAT THE AMOUNT OF A SCHOLARSHIP IS NOT TAXABLE INCOME; ESTABLISHING THE MAXIMUM AMOUNTS THAT MAY BE CLAIMED AS CREDITS; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE DEPARTMENT OF REVENUE; REQUIRING REPORTS TO THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE; ESTABLISHING ORGANIZATION REVIEW AND TERMINATION PROCEDURES; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 15-30-2110, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[House Bill No. 551](#) – (H) Bill Withdrawn per House Rule H30-50(3)(b) -- AN ACT CREATING AN INCOME TAX CREDIT PROGRAM FOR EMPLOYERS OF REGISTERED APPRENTICES, INCLUDING AN INCREASED CREDIT FOR EMPLOYING NATIONAL GUARD, RESERVE, OR ACTIVE DUTY VETERANS; PROVIDING THAT THE CREDITS BE TAKEN AGAINST INDIVIDUAL INCOME TAX AND CORPORATION LICENSE TAX LIABILITIES; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 605](#) – (H) Died in Standing Committee -- AN ACT PROVIDING A DEDUCTION FROM INCOME FOR INVESTMENT IN MEASURES TO PREVENT DEPREDATION; PROVIDING THAT THE DEDUCTION IS AVAILABLE TO CORPORATE INCOME TAXPAYERS AND INDIVIDUAL INCOME TAXPAYERS WHO ITEMIZE DEDUCTIONS; DEFINING "QUALIFYING PROACTIVE PREVENTIVE MEASURE"; ALLOWING THE DEPARTMENT OF REVENUE TO REFER A DEDUCTION TO THE LIVESTOCK LOSS BOARD OR THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS FOR THEIR ADVICE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 637](#) – (S) Died in Standing Committee -- AN ACT CREATING AN INCOME TAX CREDIT PROGRAM FOR EMPLOYERS OF REGISTERED APPRENTICES, INCLUDING AN INCREASED CREDIT FOR EMPLOYING NATIONAL GUARD, RESERVE, OR ACTIVE DUTY VETERANS; PROVIDING THAT THE CREDITS BE TAKEN AGAINST INDIVIDUAL INCOME TAX AND CORPORATION LICENSE TAX LIABILITIES; AND PROVIDING AN APPLICABILITY DATE.

[Senate Bill No. 122](#) – Chapter Number Assigned -- AN ACT ENSURING THE AVAILABILITY OF MONTANA AMMUNITION; ENCOURAGING THE FORMATION OF BUSINESS IN MONTANA PRIMARILY ENGAGED IN THE MANUFACTURE OF AMMUNITION COMPONENTS; PROVIDING EXEMPTIONS FROM

CORPORATE INCOME TAX

PROPERTY TAXES; CLARIFYING THAT THE FIREARMS LIABILITY LAW APPLIES TO AMMUNITION COMPONENTS MANUFACTURED IN MONTANA; EXPANDING ECONOMIC DEVELOPMENT CRITERIA TO ENCOMPASS THE MANUFACTURE OF AMMUNITION COMPONENTS; AMENDING SECTIONS 15-6-219, 27-1-720, 90-1-118, AND 90-1-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 166](#) – (S) Died in Standing Committee -- AN ACT REPEALING THE WATER'S-EDGE ELECTION FOR CORPORATE TAX PURPOSES; ALLOWING A CURRENT WATER'S-EDGE ELECTION TO REMAIN IN EFFECT UNTIL IT EXPIRES; PROHIBITING A NEW WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-121, 15-31-322, AND 15-31-324, MCA; REPEALING SECTIONS 15-31-321, 15-31-322, 15-31-323, 15-31-324, 15-31-325, AND 15-31-326, MCA; AND PROVIDING EFFECTIVE DATES.

[Senate Bill No. 167](#) – (S) Died in Standing Committee -- AN ACT REVISING LAWS RELATED TO THE WATER'S-EDGE ELECTION FOR CORPORATE INCOME TAX PURPOSES; ADDING GUATEMALA, HONG KONG, IRELAND, THE KINGDOM OF THE NETHERLANDS, SWITZERLAND, AND TRINIDAD AND TOBAGO TO THE JURISDICTIONS CONSIDERED TAX HAVENS; REMOVING ARUBA, MONACO, AND NETHERLANDS ANTILLES FROM THE JURISDICTIONS CONSIDERED TAX HAVENS; ALLOWING IMPACTED TAXPAYERS TO RESCIND A WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-322 AND 15-31-324, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 171](#) – Vetoed by Governor -- AN ACT GENERALLY REVISING TAXATION OF INCOME, INCLUDING THE CORPORATE INCOME TAX; REQUIRING THE TAXATION OF INDIVIDUALS, PARTNERSHIPS, AND SUBCHAPTER S. CORPORATIONS, INCLUDING TRUSTS AND ESTATES, TO RELATE THE STATE INDIVIDUAL INCOME TAX TO FEDERAL TAXABLE INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO INCLUDE CERTAIN INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO EXCLUDE CERTAIN INCOME; ELIMINATING MOST INDIVIDUAL INCOME TAX DEDUCTIONS; ELIMINATING CERTAIN INDIVIDUAL INCOME TAX CREDITS; REVISING CERTAIN INDIVIDUAL INCOME TAX CREDITS; ELIMINATING CERTAIN CORPORATE INCOME TAX DEDUCTIONS AND CREDITS; REVISING INDIVIDUAL INCOME TAX RATES SUBJECT TO A REDUCTION FOR NET CAPITAL GAIN INCOME; PROVIDING A TRANSITION FOR CREDITS THAT ARE SUBJECT TO A CARRYFORWARD; PROVIDING A TRANSITION FOR DIFFERENCES IN FEDERAL AND MONTANA INCOME TAX LAWS; REENACTING THE BIG SKY ON THE BIG SCREEN ACT AND MAKING PERMANENT THE AVAILABILITY AND USE OF TAX CREDITS; PROMOTING THE MOTION PICTURE AND TELEVISION INDUSTRIES AND RELATED MEDIA IN MONTANA BY PROVIDING TAX INCENTIVES FOR FILMING AND FOR DEVELOPING MAGAZINE ADVERTISING IN MONTANA; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR EMPLOYING MONTANA RESIDENTS; ALLOWING A PRODUCTION COMPANY A TAX CREDIT FOR QUALIFYING EXPENDITURES MADE IN MONTANA; REQUIRING A PRODUCTION COMPANY TO APPLY TO THE DEPARTMENT OF COMMERCE FOR STATE CERTIFICATION OF A PRODUCTION TO QUALIFY FOR THE TAX CREDITS; REQUIRING AN APPLICATION AND AN APPLICATION FEE FOR A PRODUCTION COMPANY TO CLAIM TAX CREDITS FOR A STATE-CERTIFIED PRODUCTION; REQUIRING THAT THE APPLICATION FEE BE USED FOR ADMINISTERING THE TAX CREDITS; PROVIDING A STATUTORY APPROPRIATION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-18-1312, 7-14-1133, 7-14-1636, 7-34-2416, 15-30-2101, 15-30-2102, 15-30-2103, 15-30-2104, 15-30-2113, 15-30-2151, 15-30-2153, 15-30-2328, 15-30-2329, 15-30-2337, 15-30-2341, 15-30-2501, 15-30-2512, 15-30-2602, 15-30-2605, 15-30-2606, 15-30-2618, 15-30-2364, 15-30-3003, 15-30-3004, 15-30-3005, 15-30-3312, 15-31-125,

CORPORATE INCOME TAX

15-31-127, 15-31-131, 15-31-162, 15-32-104, 15-32-106, 15-61-202, 15-61-203, 15-62-208, 15-63-202, 17-7-502, 19-2-1004, 19-17-407, 19-18-612, 19-19-504, 19-20-706, 19-21-212, 33-22-2006, 33-27-101, 33-27-102, 33-27-103, 37-4-104, 53-2-211, 67-11-303, 70-9-803, 75-2-103, 75-5-103, 87-2-102, AND 87-2-105, MCA; REPEALING SECTIONS 7-21-3701, 7-21-3702, 7-21-3703, 7-21-3704, 7-21-3710, 7-21-3715, 15-30-2110, 15-30-2111, 15-30-2114, 15-30-2115, 15-30-2116, 15-30-2117, 15-30-2119, 15-30-2131, 15-30-2132, 15-30-2133, 15-30-2141, 15-30-2142, 15-30-2143, 15-30-2144, 15-30-2152, 15-30-2301, 15-30-2319, 15-30-2320, 15-30-2356, 15-31-124, 15-31-134, 15-31-137, 15-31-163, 15-31-172, 15-32-109, 15-32-115, 15-32-201, 15-32-202, 15-32-203, 15-32-301, 15-32-302, 15-32-303, 15-32-401, 15-32-402, 15-32-404, 15-32-405, 15-32-406, 15-32-407, 15-32-501, 15-32-502, 15-32-503, 15-32-504, 15-32-505, 15-32-506, 15-32-507, 15-32-508, 15-32-509, 15-32-510, 15-32-701, 15-32-702, 15-32-703, 15-62-207, AND 33-2-724, MCA; AND PROVIDING EFFECTIVE DATES, APPLICABILITY DATES, AND A TERMINATION DATE.

[Senate Bill No. 175](#) – Chapter Number Assigned -- AN ACT REVISING LAWS RELATED TO THE TEMPORARY EMERGENCY LODGING PROGRAM; CLARIFYING TAX CREDIT REQUIREMENTS; AMENDING SECTIONS 15-30-2381, 15-31-171, 50-51-114, AND 50-51-115, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 408](#) – (S) Died in Standing Committee -- AN ACT CREATING AN AFFORDABLE WORKFORCE HOUSING INCENTIVE FUND TO BE USED BY THE BOARD OF HOUSING TO ADDRESS CERTAIN WORKFORCE HOUSING NEEDS; PROVIDING FOR A TAX CREDIT FOR CONTRIBUTIONS TO THE AFFORDABLE WORKFORCE HOUSING INCENTIVE FUND; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE BOARD OF HOUSING; AND PROVIDING AN APPLICABILITY DATE AND A TERMINATION DATE.

[Senate Bill No. 410](#) – Chapter Number Assigned -- AN ACT GENERALLY REVISING LAWS RELATED TO TAX CREDITS FOR ELEMENTARY AND SECONDARY EDUCATION; ALLOWING INCOME TAX CREDITS FOR DONATIONS TO PUBLIC SCHOOLS AND STUDENT SCHOLARSHIP ORGANIZATIONS; PROVIDING SUPPLEMENTAL FUNDING TO PUBLIC SCHOOLS FOR INNOVATIVE EDUCATION; ESTABLISHING GEOGRAPHIC REGIONS AND DISTRICTS FOR SUPPLEMENTAL FUNDING DISTRIBUTIONS; CREATING A STATE SPECIAL REVENUE ACCOUNT; ESTABLISHING OPERATING REQUIREMENTS, REVIEW PROCESSES, AND TERMINATION PROCEDURES FOR STUDENT SCHOLARSHIP ORGANIZATIONS; PROVIDING THAT THE AMOUNT OF A SCHOLARSHIP IS NOT TAXABLE INCOME; PROVIDING RULEMAKING AUTHORITY; PROVIDING A STATUTORY APPROPRIATION; AMENDING SECTIONS 15-30-2110, 15-30-2618, 15-31-511, 17-7-502, AND 20-9-543, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 412](#) – (S) Died in Standing Committee -- AN ACT GENERALLY REVISING LAWS RELATED TO INCOME TAX CREDITS FOR ELEMENTARY AND SECONDARY EDUCATION; PROVIDING FOR DISTRIBUTION OF SUPPLEMENTAL FUNDING TO PUBLIC SCHOOLS THROUGH DIRECTED TAX PAYMENTS; CREATING A STATE SPECIAL REVENUE ACCOUNT; ALLOWING TAX CREDITS FOR DONATIONS TO STUDENT SCHOLARSHIP ORGANIZATIONS; ESTABLISHING OPERATING REQUIREMENTS, REVIEW PROCESSES, AND TERMINATION PROCEDURES FOR STUDENT SCHOLARSHIP ORGANIZATIONS; PROVIDING THAT A SCHOLARSHIP IS NOT TAXABLE INCOME; PROVIDING RULEMAKING AUTHORITY; PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AMENDING SECTIONS 15-30-2110 AND 20-9-543, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

2013

[House Bill No. 153](#) – (S) Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING TAX CREDITS TO AN EMPLOYER FOR EMPLOYING AND RETAINING NATIONAL GUARD, RESERVE, OR ACTIVE DUTY VETERANS; PROVIDING THAT THE CREDITS BE TAKEN AGAINST INDIVIDUAL INCOME TAX AND CORPORATION LICENSE TAX LIABILITIES; PROVIDING RULEMAKING AUTHORITY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[House Bill No. 468](#) – (H) Died in Standing Committee -- AN ACT ENSURING THE AVAILABILITY OF MONTANA AMMUNITION; ENCOURAGING THE FORMATION OF BUSINESS IN MONTANA PRIMARILY ENGAGED IN THE MANUFACTURE OF AMMUNITION COMPONENTS; PROVIDING EXEMPTIONS FROM PROPERTY TAXES, INDIVIDUAL INCOME TAXES, CORPORATION LICENSE TAXES, AND OTHER BUSINESS-RELATED TAXES TO A MANUFACTURER OF AMMUNITION COMPONENTS; PROVIDING EXEMPTIONS FROM INDIVIDUAL INCOME TAXES AND CORPORATE LICENSE TAXES TO AN INVESTOR OR LENDER THAT PROVIDES LOANS TO A MANUFACTURER OF AMMUNITION COMPONENTS; CLARIFYING THAT THE FIREARMS LIABILITY LAW APPLIES TO AMMUNITION COMPONENTS MANUFACTURED IN MONTANA; LIMITING FEDERAL REGULATION OF AMMUNITION CHEMICALS; EXPANDING ECONOMIC DEVELOPMENT CRITERIA TO ENCOMPASS THE MANUFACTURE OF AMMUNITION COMPONENTS; AMENDING SECTIONS 15-6-219, 15-30-2110, 15-31-113, 27-1-720, 90-1-118, AND 90-1-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND APPLICABILITY DATES.

[House Bill No. 480](#) – (H) Died in Standing Committee -- AN ACT REVISING TAX CREDITS FOR FILM PRODUCTION IN THE STATE; INCREASING THE TAX CREDITS FOR EMPLOYMENT OF STATE RESIDENTS AND QUALIFIED EXPENDITURES; PROVIDING AN ADDITIONAL INCREASE IN THE TAX CREDIT FOR PRODUCTIONS THAT MEET CERTAIN REQUIREMENTS; REPEALING THE TERMINATION DATES FOR THE TAX CREDITS; AMENDING SECTIONS 15-31-903, 15-31-905, 15-31-907, AND 15-31-908, MCA; REPEALING SECTION 17, CHAPTER 593, LAWS OF 2005, SECTION 9, CHAPTER 367, LAWS OF 2007, AND SECTIONS 1 AND 2, CHAPTER 186, LAWS OF 2009; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 523](#) – (H) Died in Standing Committee -- AN ACT REDUCING THE CORPORATION LICENSE AND CORPORATION INCOME TAX RATE; AMENDING SECTION 15-31-121, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill No. 532](#) – (H) Died in Standing Committee -- AN ACT GENERALLY REVISING THE INCOME TAXATION OF INDIVIDUALS, PARTNERSHIPS, AND SUBCHAPTER S. CORPORATIONS, INCLUDING TRUSTS AND ESTATES, TO RELATE THE STATE INDIVIDUAL INCOME TAX TO FEDERAL TAXABLE INCOME AND IMPOSING A FLAT TAX RATE; ELIMINATING VARIOUS INDIVIDUAL AND CORPORATE LICENSE TAX CREDITS; REQUIRING REPORTS TO THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO INCLUDE CERTAIN INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO EXCLUDE CERTAIN INCOME; ELIMINATING MOST STATE INDIVIDUAL INCOME TAX DEDUCTIONS AND CREDITS; ELIMINATING CERTAIN CORPORATE LICENSE TAX CREDITS; REPEALING PROVISIONS RELATING TO PUBLIC CONTRACTOR'S FEES AND TAX; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS

CORPORATE INCOME TAX

2-18-1312, 7-14-1133, 7-14-1636, 7-21-3710, 7-34-2416, 15-1-208, 15-7-102, 15-16-101, 15-30-2101, 15-30-2102, 15-30-2103, 15-30-2104, 15-30-2113, 15-30-2151, 15-30-2153, 15-30-2320, 15-30-2328, 15-30-2329, 15-30-2501, 15-30-2512, 15-30-2602, 15-30-2605, 15-30-2606, 15-30-2618, 15-30-3003, 15-30-3004, 15-30-3005, 15-30-3312, 15-30-3313, 15-31-131, 15-31-134, 15-31-150, 15-31-151, 15-31-162, 15-31-163, 15-31-171, 15-31-172, 15-31-907, 15-31-908, 15-32-104, 15-32-106, 15-32-115, 15-32-303, 15-32-402, 15-32-404, 15-32-502, 15-32-503, 15-32-504, 15-32-505, 15-32-507, 15-32-508, 15-32-509, 15-32-510, 15-32-602, 15-32-603, 15-32-610, 15-32-701, 15-32-702, 15-32-703, 15-33-106, 15-61-202, 15-61-203, 15-62-208, 15-63-202, 16-11-110, 17-6-316, 19-2-1004, 19-17-407, 19-18-612, 19-19-504, 19-20-706, 19-21-212, 33-22-2006, 33-22-2007, 33-22-2008, 33-27-101, 33-27-102, 33-27-103, 37-4-104, 47-1-111, 50-51-114, 53-2-211, 53-4-1103, 67-11-303, 87-2-102, AND 87-2-105, MCA; REPEALING SECTIONS 15-30-2110, 15-30-2111, 15-30-2114, 15-30-2115, 15-30-2116, 15-30-2117, 15-30-2119, 15-30-2131, 15-30-2132, 15-30-2133, 15-30-2141, 15-30-2142, 15-30-2143, 15-30-2144, 15-30-2152, 15-30-2301, 15-30-2319, 15-30-2336, 15-30-2337, 15-30-2338, 15-30-2339, 15-30-2340, 15-30-2341, 15-30-2342, 15-30-2356, 15-30-2358, 15-30-2364, 15-30-2366, 15-30-2367, 15-30-2368, 15-30-2373, 15-30-2381, 15-31-137, 15-32-109, 15-32-201, 15-32-202, 15-32-203, 15-50-101, 15-50-205, 15-50-206, 15-50-207, 15-50-301, 15-50-304, 15-50-307, 15-50-308, 15-50-309, 15-50-310, 15-50-311, 15-62-207, AND 80-12-211, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill No. 578](#) – (H) Died in Standing Committee -- AN ACT ELIMINATING THE LISTING OF COUNTRIES THAT ARE CONSIDERED A TAX HAVEN FOR CORPORATION LICENSE TAX PURPOSES AND THE WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-322, 15-31-323, 15-31-324, 15-31-325, AND 15-31-326, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill No. 581](#) – (S) Died in Standing Committee -- AN ACT GENERALLY REVISING THE INCOME TAXATION OF INDIVIDUALS, PARTNERSHIPS, AND SUBCHAPTER S. CORPORATIONS, INCLUDING TRUSTS AND ESTATES, TO RELATE THE STATE INDIVIDUAL INCOME TAX TO FEDERAL TAXABLE INCOME AND ELIMINATING VARIOUS INDIVIDUAL AND CORPORATE LICENSE TAX DEDUCTIONS AND CREDITS; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO INCLUDE CERTAIN INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO EXCLUDE CERTAIN INCOME; REQUIRING THE DEPARTMENT OF REVENUE TO DEVELOP A SIMPLIFIED STATE INDIVIDUAL INCOME TAX RETURN FORM; REVISING INDIVIDUAL INCOME TAX RATES; REPEALING PROVISIONS RELATING TO PUBLIC CONTRACTOR'S FEES AND TAX; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-18-1312, 7-14-1133, 7-14-1636, 7-21-3701, 7-21-3710, 7-34-2416, 15-1-208, 15-30-2101, 15-30-2102, 15-30-2103, 15-30-2104, 15-30-2113, 15-30-2151, 15-30-2153, 15-30-2328, 15-30-2329, 15-30-2501, 15-30-2512, 15-30-2602, 15-30-2605, 15-30-2606, 15-30-2618, 15-30-3003, 15-30-3004, 15-30-3005, 15-30-3312, 15-30-3313, 15-31-114, 15-31-162, 15-32-104, 15-32-105, 15-32-106, 15-32-201, 15-61-202, 15-61-203, 15-62-208, 15-63-202, 16-11-110, 17-6-316, 17-7-502, 19-2-1004, 19-17-407, 19-18-612, 19-19-504, 19-20-706, 19-21-212, 33-22-2006, 33-22-2007, 33-27-101, 33-27-102, 33-27-103, 37-4-104, 47-1-111, 53-2-211, 53-4-1103, 67-11-303, 75-2-103, 75-5-103, 87-2-102, AND 87-2-105, MCA; REPEALING SECTIONS 15-30-2110, 15-30-2111, 15-30-2114, 15-30-2115, 15-30-2116, 15-30-2117, 15-30-2119, 15-30-2131, 15-30-2132, 15-30-2133, 15-30-2141, 15-30-2142, 15-30-2143, 15-30-2144, 15-30-2152, 15-30-2301, 15-30-2320, 15-30-2326, 15-30-2336, 15-30-2342, 15-30-2356, 15-30-2358, 15-30-2364, 15-30-2365, 15-30-2366, 15-30-2367, 15-30-2373, 15-30-2381, 15-31-124, 15-31-125, 15-31-126, 15-31-127, 15-31-131, 15-31-132, 15-31-133, 15-31-134, 15-31-135, 15-31-136, 15-31-137, 15-31-150, 15-31-151, 15-31-163, 15-31-171, 15-31-172, 15-31-901, 15-31-902, 15-31-903, 15-31-904, 15-31-905, 15-31-906, 15-31-907, 15-31-908, 15-31-910, 15-31-911, 15-32-101, 15-32-103, 15-32-107, 15-32-115, 15-32-301, 15-32-302, 15-32-303, 15-32-401, 15-32-402, 15-32-404, 15-32-405, 15-32-406, 15-32-407, 15-32-501, 15-32-502, 15-32-503, 15-32-504, 15-32-505, 15-32-506, 15-32-507, 15-32-508, 15-32-509, 15-32-510, 15-32-601, 15-32-602, 15-32-603, 15-32-604, 15-32-609, 15-32-610, 15-32-611, 15-32-701, 15-32-702, 15-32-703, 15-33-101, 15-33-102, 15-33-103, 15-33-104, 15-33-105, 15-33-106, 15-50-101, 15-50-205,

CORPORATE INCOME TAX

15-50-206, 15-50-207, 15-50-301, 15-50-304, 15-50-307, 15-50-308, 15-50-309, 15-50-310, 15-50-311, 15-62-207, 50-51-114, 50-51-115, 69-3-713, AND 80-12-211, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE, AN APPLICABILITY DATE, AND A CONTINGENT TERMINATION DATE.

[House Bill No. 611](#) – (H) Died in Standing Committee -- AN ACT CREATING A HOUSING INCENTIVE FUND TO BE USED BY THE BOARD OF HOUSING TO ADDRESS CERTAIN HOUSING NEEDS; PROVIDING FOR A TEMPORARY TAX CREDIT FOR CONTRIBUTIONS TO THE HOUSING INCENTIVE FUND; ESTABLISHING THE MAXIMUM AMOUNTS THAT MAY BE CLAIMED AS CREDITS; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE BOARD OF HOUSING; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 81](#) – Vetoed by Governor -- AN ACT ALLOWING TAX CREDITS FOR CONTRIBUTIONS TO EDUCATIONAL IMPROVEMENT ORGANIZATIONS AND STUDENT SCHOLARSHIP ORGANIZATIONS BY INDIVIDUAL AND CORPORATE TAXPAYERS; CREATING PUBLIC SCHOOL AND STUDENT FUNDING THROUGH TAX REPLACEMENT PROGRAMS; ESTABLISHING REQUIREMENTS FOR ORGANIZATIONS THAT AWARD GRANTS AND SCHOLARSHIPS; ESTABLISHING REQUIREMENTS FOR AWARDED PUBLIC SCHOOL GRANTS AND DETERMINING ELIGIBLE PUBLIC SCHOOLS; ESTABLISHING REQUIREMENTS FOR GRANTING STUDENT SCHOLARSHIPS AND DETERMINING EDUCATION PROVIDERS THAT ARE ELIGIBLE TO EDUCATE STUDENTS RECEIVING SCHOLARSHIPS; PROVIDING THAT THE AMOUNT OF A SCHOLARSHIP IS NOT TAXABLE INCOME; ESTABLISHING THE MAXIMUM AMOUNTS THAT MAY BE CLAIMED AS CREDITS; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE DEPARTMENT OF REVENUE; REQUIRING REPORTS TO THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE; ESTABLISHING ORGANIZATION REVIEW AND TERMINATION PROCEDURES; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 15-30-2110, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 89](#) – (S) Died in Standing Committee -- AN ACT ALLOWING FOR THE DISCLOSURE OF APPLICATION MATERIALS AND TAX RETURNS OF ORGANIZATIONS EXEMPT FROM THE CORPORATION LICENSE AND INCOME TAXES; DIRECTING THE DEPARTMENT OF REVENUE TO MAKE A PUBLIC LIST OF EXEMPT ORGANIZATIONS; AND AMENDING SECTIONS 15-31-102 AND 15-31-511, MCA.

[Senate Bill No. 108](#) – Chapter Number Assigned -- AN ACT REVISING LAWS RELATED TO THE TAX CREDIT FOR CONTRIBUTIONS TO A QUALIFIED ENDOWMENT; EXTENDING THE TERMINATION DATE OF THE TAX CREDIT; SPECIFYING THE MINIMUM ANNUITY RATE FOR DEFERRED CHARITABLE GIFT ANNUITIES; CLARIFYING THE REQUIRED TIMING OF PAYMENTS FOR DEFERRED CHARITABLE GIFT ANNUITIES; APPLYING THE PROVISIONS OF THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT TO THE DEFINITION OF "PERMANENT, IRREVOCABLE FUND"; AMENDING SECTION 15-30-2327, MCA; AMENDING SECTION 9, CHAPTER 537, LAWS OF 1997, SECTION 5, CHAPTER 226, LAWS OF 2001, SECTION 7, CHAPTER 4, LAWS OF 2005, AND SECTIONS 2, 3, 4, AND 7, CHAPTER 208, LAWS OF 2007; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 170](#) – (S) Died in Standing Committee -- AN ACT REVISING INDIVIDUAL INCOME AND CORPORATE LICENSE TAX RATES, INCLUDING THE CAPITAL GAINS CREDIT; AMENDING SECTIONS

CORPORATE INCOME TAX

15-30-2103, 15-30-2301, AND 15-31-121, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill No. 208](#) – (S) Died in Standing Committee -- AN ACT REPEALING THE WATER'S-EDGE ELECTION FOR CORPORATION TAX PURPOSES; ALLOWING A CURRENT WATER'S-EDGE ELECTION TO REMAIN IN EFFECT UNTIL IT EXPIRES; PROHIBITING A NEW WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-121, 15-31-322, AND 15-31-324, MCA; REPEALING SECTIONS 15-31-321, 15-31-322, 15-31-323, 15-31-324, 15-31-325, AND 15-31-326, MCA; AND PROVIDING EFFECTIVE DATES.

[Senate Bill No. 282](#) – Vetoed by Governor -- AN ACT GENERALLY REVISING TAXATION OF INCOME, INCLUDING THE CORPORATE LICENSE TAX; REQUIRING THE TAXATION OF INDIVIDUALS, PARTNERSHIPS, AND SUBCHAPTER S. CORPORATIONS, INCLUDING TRUSTS AND ESTATES, TO RELATE THE STATE INDIVIDUAL INCOME TAX TO FEDERAL TAXABLE INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO INCLUDE CERTAIN INCOME; PROVIDING ADJUSTMENTS TO FEDERAL TAXABLE INCOME TO EXCLUDE CERTAIN INCOME; ELIMINATING MOST INDIVIDUAL INCOME TAX DEDUCTIONS; ELIMINATING CERTAIN INDIVIDUAL INCOME TAX CREDITS; ELIMINATING CERTAIN CORPORATE LICENSE TAX DEDUCTIONS AND CREDITS; REVISING INDIVIDUAL INCOME TAX RATES SUBJECT TO A REDUCTION FOR NET CAPITAL GAIN INCOME; LOWERING CORPORATE LICENSE TAX RATES; REPEALING PROVISIONS RELATING TO PUBLIC CONTRACTOR'S FEES AND TAX; PROVIDING A TRANSITION FOR CREDITS THAT ARE SUBJECT TO A CARRYFORWARD; PROVIDING A TRANSITION FOR DIFFERENCES IN FEDERAL AND MONTANA INCOME TAX LAWS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-18-1312, 7-14-1133, 7-14-1636, 7-34-2416, 15-1-208, 15-30-2101, 15-30-2102, 15-30-2103, 15-30-2104, 15-30-2113, 15-30-2151, 15-30-2153, 15-30-2328, 15-30-2329, 15-30-2501, 15-30-2512, 15-30-2602, 15-30-2605, 15-30-2606, 15-30-2618, 15-30-3003, 15-30-3004, 15-30-3005, 15-30-3312, 15-30-3313, 15-31-121, 15-31-125, 15-31-127, 15-31-131, 15-31-162, 15-32-104, 15-32-106, 15-61-202, 15-61-203, 15-62-208, 15-63-202, 16-11-110, 19-2-1004, 19-17-407, 19-18-612, 19-19-504, 19-20-706, 19-21-212, 33-22-2006, 33-27-101, 33-27-102, 33-27-103, 37-4-104, 53-2-211, 67-11-303, 70-9-803, 75-2-103, 75-5-103, 87-2-102, AND 87-2-105, MCA; REPEALING SECTIONS 7-21-3701, 7-21-3702, 7-21-3703, 7-21-3704, 7-21-3710, 7-21-3715, 15-30-2110, 15-30-2111, 15-30-2114, 15-30-2115, 15-30-2116, 15-30-2117, 15-30-2119, 15-30-2131, 15-30-2132, 15-30-2133, 15-30-2141, 15-30-2142, 15-30-2143, 15-30-2144, 15-30-2152, 15-30-2301, 15-30-2319, 15-30-2320, 15-30-2356, 15-31-124, 15-31-134, 15-31-137, 15-31-163, 15-31-172, 15-32-109, 15-32-115, 15-32-201, 15-32-202, 15-32-203, 15-32-303, 15-32-401, 15-32-402, 15-32-404, 15-32-405, 15-32-406, 15-32-407, 15-32-501, 15-32-502, 15-32-503, 15-32-504, 15-32-505, 15-32-506, 15-32-507, 15-32-508, 15-32-509, 15-32-510, 15-32-601, 15-32-602, 15-32-603, 15-32-604, 15-32-609, 15-32-610, 15-32-611, 15-32-701, 15-32-702, 15-32-703, 15-50-101, 15-50-205, 15-50-206, 15-50-207, 15-50-301, 15-50-304, 15-50-307, 15-50-308, 15-50-309, 15-50-310, 15-50-311, 15-62-207, AND 33-2-724, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill No. 309](#) – (S) Died in Standing Committee -- AN ACT REVISING LAWS RELATED TO THE WATER'S-EDGE ELECTION FOR CORPORATION TAXATION PURPOSES; PROVIDING FOR THE INCLUSION OF ALL DOMESTICALLY INCORPORATED SUBSIDIARIES IN THE WATER'S-EDGE COMBINED GROUP; ADDING HONG KONG, IRELAND, THE KINGDOM OF THE NETHERLANDS, SINGAPORE, AND SWITZERLAND TO THE JURISDICTIONS CONSIDERED AS NONEXEMPT COUNTRIES; ALLOWING IMPACTED TAXPAYERS TO RESCIND A WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-322, 15-31-323, 15-31-324, AND 15-31-326, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

CORPORATE INCOME TAX

[Senate Bill No. 361](#) – Chapter Number Assigned -- AN ACT REVISING THE NAMES OF THE "CORPORATION LICENSE TAX" AND THE "CORPORATION INCOME TAX"; CHANGING THE NAME OF THE "CORPORATION LICENSE TAX" TO THE "CORPORATE INCOME TAX"; CHANGING THE NAME OF THE "CORPORATION INCOME TAX" TO THE "ALTERNATIVE CORPORATE INCOME TAX"; AMENDING SECTIONS 5-4-104, 15-1-121, 15-1-205, 15-6-138, 15-30-2110, 15-30-2328, 15-30-3301, 15-30-3312, 15-30-3313, 15-31-101, 15-31-102, 15-31-111, 15-31-112, 15-31-113, 15-31-114, 15-31-115, 15-31-117, 15-31-125, 15-31-143, 15-31-161, 15-31-401, 15-31-402, 15-31-404, 15-31-406, 15-31-511, 15-31-522, 15-31-523, 15-31-531, 15-31-543, 15-31-551, 15-32-107, 15-50-207, 15-68-815, 20-9-630, 33-17-407, AND 33-27-103, MCA; AND PROVIDING AN APPLICABILITY DATE.

2011

[House Bill No. 153](#) – (H) Died in Standing Committee -- AN ACT ALLOWING DEDUCTIONS OR EXEMPTIONS FROM ADJUSTED GROSS INCOME OR GROSS INCOME RELATED TO AMOUNTS PAID TO HEALTH CARE SHARING MINISTRIES OR TO MEMBERS OF A HEALTH CARE SHARING MINISTRY; ALLOWING EMPLOYERS TO DEDUCT AMOUNTS PAID TO HEALTH CARE SHARING MINISTRIES OR TO MEMBERS OF A HEALTH CARE SHARING MINISTRY ON BEHALF OF AN EMPLOYEE; EXCLUDING FROM ADJUSTED GROSS INCOME CERTAIN AMOUNTS PAID TO AND AMOUNTS RECEIVED FROM HEALTH CARE SHARING MINISTRIES; ALLOWING A DEDUCTION IN COMPUTING NET INCOME FOR AMOUNTS PAID TO A HEALTH CARE SHARING MINISTRY OR TO MEMBERS OF A HEALTH CARE SHARING MINISTRY ON BEHALF OF AN EMPLOYEE; AMENDING SECTIONS 15-30-2101, 15-30-2110, 15-30-2131, AND 15-30-2501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 183](#) – (S) Died in Standing Committee -- AN ACT RELATING TO HIGH-DEDUCTIBLE HEALTH INSURANCE PLANS AND EMPLOYER HEALTH REIMBURSEMENT ARRANGEMENTS; PROVIDING VARIOUS TAX INCENTIVES; PROVIDING EXCEPTIONS TO CERTAIN UNFAIR TRADE PRACTICES; LIMITING PROVISIONS FOR REIMBURSEMENT OF PREFERRED AND NONPREFERRED PROVIDERS; PROVIDING THAT CERTAIN EMPLOYER REIMBURSEMENT ARRANGEMENTS ARE NOT CONSIDERED INSURANCE; IMPOSING DUTIES ON THE COMMISSIONER OF INSURANCE; PROVIDING RULEMAKING AUTHORITY TO THE COMMISSIONER OF INSURANCE; PROVIDING AN EXEMPTION FOR THE INSURANCE PREMIUM TAX; ALLOWING AN INCOME TAX CREDIT FOR CERTAIN EMPLOYER CONTRIBUTIONS TO HIGH-DEDUCTIBLE HEALTH INSURANCE PREMIUMS; ALLOWING A REDUCTION IN ADJUSTED GROSS INCOME TO CERTAIN TAXPAYERS FOR HIGH-DEDUCTIBLE HEALTH INSURANCE PREMIUMS; PROVIDING RULEMAKING AUTHORITY TO THE DEPARTMENT OF REVENUE; AMENDING SECTIONS 15-30-2110, 33-2-705, 33-18-206, 33-18-208, AND 33-22-1706, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 357](#) – (S) Died in Standing Committee -- AN ACT ALLOWING A TAX CREDIT FOR EMPLOYER CONTRIBUTIONS TO AN EMPLOYEE HEALTH SAVINGS ACCOUNT; LIMITING THE CREDIT TO A 4-YEAR PERIOD; GRANTING RULEMAKING AUTHORITY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 398](#) – (H) Died in Standing Committee -- AN ACT ESTABLISHING TAX CREDITS RELATED TO ALTERNATIVE FUEL MOTOR VEHICLES; PROVIDING A TAX CREDIT FOR A PORTION OF THE COST OF INSTALLING ALTERNATIVE FUEL DISPENSING EQUIPMENT AT A RESIDENTIAL ALTERNATIVE FUEL FACILITY AND AT A COMMERCIAL ALTERNATIVE FUEL FACILITY; PROVIDING THAT A PERSON

CORPORATE INCOME TAX

WHO SELLS A COMMERCIAL ALTERNATIVE FUEL FACILITY TO A TAX-EXEMPT ORGANIZATION IS ELIGIBLE FOR THE CREDIT FOR ALTERNATIVE FUEL DISPENSING EQUIPMENT; PROVIDING THAT THE CREDIT MAY NOT BE CLAIMED FOR A TAX YEAR BEGINNING AFTER DECEMBER 31, 2014; REQUIRING THE DEPARTMENT OF REVENUE TO ADOPT RULES FOR LABELING ALTERNATIVE FUEL DISPENSING EQUIPMENT; PROVIDING A TAX CREDIT FOR THE PURCHASE OR LEASE OF A NEW PLUG-IN ELECTRIC DRIVE VEHICLE BY INDIVIDUALS AND BUSINESSES; AND PROVIDING A DELAYED EFFECTIVE DATE AND APPLICABILITY DATES.

[House Bill No. 467](#) – Chapter Number Assigned -- AN ACT EXPANDING THE INDIVIDUAL INCOME TAX AND CORPORATE LICENSE TAX CREDIT FOR CONTRIBUTIONS TO FOUNDATIONS AND ENDOWMENT FUNDS OF A UNIVERSITY OR COLLEGE TO INCLUDE FOUNDATIONS AND ENDOWMENT FUNDS OF COMMUNITY COLLEGES, TRIBAL COLLEGES, AND UNITS OR CAMPUSES OF THE MONTANA UNIVERSITY SYSTEM; AMENDING SECTIONS 15-30-2326, 15-31-135, 15-31-136, AND 20-26-603, MCA; AND PROVIDING AN APPLICABILITY DATE.

[House Bill No. 472](#) – (H) Died in Standing Committee -- AN ACT CREATING A TAX REFORM STUDY COMMITTEE TO EXAMINE THE STATE'S EXISTING TAX SYSTEM AND TO CONSIDER ALTERNATIVE FORMS OF TAXATION THAT PROTECT THE CONSTITUTIONAL RIGHT OF MONTANA CITIZENS TO ACQUIRE, POSSESS, AND PROTECT PROPERTY; PROVIDING AN APPROPRIATION; AND PROVIDING EFFECTIVE DATES AND A TERMINATION DATE.

[House Bill No. 598](#) – (H) Died in Standing Committee -- AN ACT CONFORMING MONTANA LAW TO THE INTERNAL REVENUE CODE RELATING TO NET OPERATING LOSSES; ALLOWING A CORPORATION TO TAKE A NET OPERATING LOSS ATTRIBUTABLE TO AN ACQUIRED CORPORATION; AMENDING SECTION 15-31-119, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 641](#) – Chapter Number Assigned -- AN ACT REVISING THE PROCESS FOR THE REVIEW OF TAX EXPENDITURES; PROVIDING THAT THE DEPARTMENT OF REVENUE IS REQUIRED TO REPORT CERTAIN TAX EXPENDITURES IN THE BIENNIAL REPORT AND MAKE IT AVAILABLE TO THE PUBLIC; ALLOWING A FEE FOR PUBLISHING COSTS OF THE BIENNIAL REPORT; ENCOURAGING A STATEMENT OF PURPOSE IN TAX EXPENDITURE LEGISLATION; AMENDING SECTION 15-1-205, MCA; AND PROVIDING AN EFFECTIVE DATE.

[Senate Bill No. 70](#) – (S) Died in Standing Committee -- AN ACT ELIMINATING THE CARRYBACK OF A NET OPERATING LOSS FOR CORPORATION LICENSE TAX PURPOSES; AMENDING SECTION 15-31-119, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 94](#) – (H) 2nd Reading Concur as Amended Motion Failed -- AN ACT PROVIDING FOR THE INCLUSION OF ALL DOMESTICALLY INCORPORATED SUBSIDIARIES IN THE WATER'S-EDGE GROUP; PROVIDING FOR THE INCLUSION IN THE WATER'S-EDGE GROUP OF INCOME THAT HAS A FEDERALLY REPORTABLE U.S. SOURCE; UPDATING THOSE COUNTRIES CONSIDERED TO BE TAX HAVENS; PROVIDING IMPACTED TAXPAYERS WITH THE ABILITY TO RESCIND A WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-322, 15-31-323, AND 15-31-324, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 253](#) – Vetoed by Governor -- AN ACT REPEALING CERTAIN TAX CREDITS; REPEALING INDIVIDUAL INCOME TAX AND CORPORATE LICENSE TAX CREDITS FOR UTILIZING LOCAL GOVERNMENT EMPOWERMENT ZONES, THE CREDIT FOR ENERGY-CONSERVING INVESTMENTS AND EXPENDITURES, THE CREDIT FOR ALTERNATIVE FUEL MOTOR VEHICLE CONVERSION, THE CREDIT FOR NEW OR EXPANDED INDUSTRY, THE EMPOWERMENT ZONE NEW EMPLOYEES CREDIT, THE CREDIT FOR GEOTHERMAL SYSTEMS, THE CREDIT FOR INSTALLING ALTERNATIVE ENERGY SYSTEMS, THE CREDITS FOR ALTERNATIVE ENERGY GENERATION, THE CREDIT FOR MINERAL AND COAL EXPLORATION, THE CREDITS FOR THE RECYCLING OF MATERIAL, THE CREDIT FOR OILSEED CRUSHING FACILITIES, THE CREDIT FOR BIODIESEL OR BIOLUBRICANT PRODUCTION FACILITIES, THE CREDIT FOR BIODIESEL BLENDING AND STORAGE FACILITIES, AND THE CREDIT FOR INVESTMENT IN CAPITAL COMPANIES; REPEALING LOCAL GOVERNMENT EMPOWERMENT ZONES; REPEALING THE MONTANA CAPITAL COMPANY ACT; PROVIDING A TRANSITION FOR CREDITS THAT ARE SUBJECT TO A CARRYFORWARD; AMENDING SECTIONS 15-31-125, 15-32-104, 15-32-105, 15-32-106, 15-32-502, 17-6-302, 17-6-311, 17-6-312, 17-6-313, 30-10-105, 32-1-422, 75-2-103, AND 75-5-103, MCA; REPEALING SECTIONS 7-21-3701, 7-21-3702, 7-21-3703, 7-21-3704, 7-21-3710, 7-21-3715, 15-30-2319, 15-30-2320, 15-30-2356, 15-31-124, 15-31-134, 15-31-137, 15-32-109, 15-32-115, 15-32-201, 15-32-202, 15-32-203, 15-32-401, 15-32-402, 15-32-404, 15-32-405, 15-32-406, 15-32-407, 15-32-501, 15-32-503, 15-32-504, 15-32-505, 15-32-506, 15-32-507, 15-32-508, 15-32-509, 15-32-601, 15-32-602, 15-32-603, 15-32-604, 15-32-609, 15-32-701, 15-32-702, 15-32-703, 33-2-724, 90-8-101, 90-8-102, 90-8-103, 90-8-104, 90-8-105, 90-8-106, 90-8-201, 90-8-202, 90-8-203, 90-8-204, 90-8-205, 90-8-301, 90-8-302, 90-8-303, 90-8-304, 90-8-305, 90-8-311, 90-8-312, 90-8-313, AND 90-8-321, MCA; AND PROVIDING AN APPLICABILITY DATE.

[Senate Bill No. 273](#) – (S) Died in Standing Committee -- AN ACT PROVIDING A 5-YEAR PERIOD OF LIMITATIONS FOR THE ASSESSMENT OR REFUND OF CORPORATION LICENSE TAX; AMENDING SECTION 15-31-509, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 282](#) – (S) Died in Standing Committee -- AN ACT ALLOWING A TAX CREDIT FOR CONTRIBUTIONS TO STUDENT SCHOLARSHIP ORGANIZATIONS BY INDIVIDUAL AND CORPORATE TAXPAYERS; PROVIDING REQUIREMENTS FOR GRANTING SCHOLARSHIPS AND DETERMINING SCHOOLS OR PROGRAMS ELIGIBLE TO EDUCATE STUDENTS RECEIVING SCHOLARSHIPS; PROVIDING THAT THE AMOUNT OF THE SCHOLARSHIP IS NOT TAXABLE INCOME; ESTABLISHING THE MAXIMUM AMOUNT THAT MAY BE CLAIMED AS A CREDIT; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE DEPARTMENT OF REVENUE; REQUIRING REPORTS TO THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE; ADJUSTING THE CALCULATION OF ANB TO REFLECT SCHOLARSHIP STUDENTS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 15-30-2110 AND 20-9-311, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 371](#) – (S) 2nd Reading House Amendments Concur Motion Failed -- AN ACT ENSURING THE AVAILABILITY OF MONTANA AMMUNITION; ENCOURAGING THE FORMATION OF BUSINESS IN MONTANA PRIMARILY ENGAGED IN THE MANUFACTURE OF AMMUNITION COMPONENTS; PROVIDING EXEMPTIONS FROM PROPERTY TAXES, INDIVIDUAL INCOME TAXES, CORPORATION LICENSE TAXES, AND OTHER BUSINESS-RELATED TAXES; APPLYING THE FIREARMS LIABILITY LAW TO AMMUNITION; EXPANDING ECONOMIC DEVELOPMENT CRITERIA TO ENCOMPASS THE MANUFACTURE OF AMMUNITION COMPONENTS; AMENDING SECTIONS 15-6-219, 15-30-2110,

CORPORATE INCOME TAX

15-31-113, 27-1-720, 90-1-118, AND 90-1-202, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND APPLICABILITY DATES.

[Senate Bill No. 372](#) – Chapter Number Assigned -- AN ACT REDUCING THE TAXATION FOR A PORTION OF THE TAXABLE MARKET VALUE OF CLASS EIGHT BUSINESS EQUIPMENT OWNED BY A TAXPAYER; PROVIDING FUTURE TAX REDUCTIONS CONTINGENT ON INCREASES IN STATE COLLECTIONS OF INDIVIDUAL INCOME TAX AND CORPORATION LICENSE TAX; CHANGING OTHER PROVISIONS RELATING TO TAXATION OF CLASS EIGHT PROPERTY; PROVIDING A REIMBURSEMENT TO LOCAL GOVERNMENTS AND TAX INCREMENT FINANCING DISTRICTS UNDER THE ENTITLEMENT SHARE PAYMENT, TO SCHOOL DISTRICTS THROUGH THE BLOCK GRANT PROGRAM, TO COUNTY SCHOOL RETIREMENT AND COUNTY TRANSPORTATION REIMBURSEMENT, AND TO THE MONTANA UNIVERSITY SYSTEM THROUGH SUPPORT OF PUBLIC EDUCATION INSTITUTIONS FOR THE LOSS OF CLASS EIGHT AND CLASS TWELVE PROPERTY TAX REVENUE; PROVIDING STATUTORY APPROPRIATIONS; AMENDING SECTIONS 15-1-121, 15-6-138, 15-6-141, 15-10-420, 15-23-101, 17-7-502, 20-9-501, 20-9-630, AND 20-10-146, MCA; AND PROVIDING AN EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 399](#) – (S) Died in Standing Committee -- AN ACT DECOUPLING THE DOMESTIC PRODUCTION ACTIVITIES DEDUCTION FROM MONTANA INDIVIDUAL INCOME TAXES, CORPORATE LICENSE TAXES, AND CORPORATION INCOME TAXES; PROVIDING THAT THE DEDUCTION MAY NOT BE USED TO DETERMINE NET OPERATING LOSS CARRYBACKS AND CARRYFORWARDS; AMENDING SECTIONS 15-30-2119, 15-30-2131, 15-31-114, AND 15-31-119, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 413](#) – Chapter Number Assigned -- AN ACT CLARIFYING THE DUE DATE OF INDIVIDUAL INCOME TAX RETURNS AND CORPORATION LICENSE OR INCOME TAX RETURNS WHEN THE DUE DATE OF THE RETURN FALLS ON CERTAIN FEDERAL HOLIDAYS OR FEDERALLY DECLARED DISASTERS NOT OBSERVED IN MONTANA; AMENDING SECTIONS 15-30-2504, 15-30-2512, 15-30-2604, 15-30-3302, 15-31-101, 15-31-111, 15-31-141, AND 15-31-502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 419](#) – (S) Died in Standing Committee -- AN ACT DECOUPLING THE FEDERAL TEMPORARY BONUS DEPRECIATION ALLOWANCE AND THE AMOUNT OF ANY FEDERAL TEMPORARY INCREASE EXPENSE ALLOWED TO BE CLAIMED FOR CERTAIN DEPRECIABLE PROPERTY FROM MONTANA CORPORATE LICENSE TAXES, CORPORATION INCOME TAXES, AND INDIVIDUAL INCOME TAXES; PROVIDING FOR AN ADDBACK OF THE AMOUNT OF THE SPECIAL DEPRECIATION ALLOWANCE IN COMPUTING MONTANA INCOME; ALLOWING THE DEDUCTION OF THE ADDBACK OVER A 5-YEAR PERIOD BEGINNING WITH TAX YEAR 2012; AMENDING SECTIONS 15-30-2110, 15-30-2152, 15-31-113, AND 15-31-114, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

2009

[House Bill No. 21](#) – Chapter Number Assigned -- AN ACT REPEALING THE TERMINATION DATE FOR CREDIT AGAINST AIR QUALITY PERMITTING FEES FOR CERTAIN USES OF POSTCONSUMER GLASS IN RECYCLED MATERIAL; REPEALING THE TERMINATION DATE FOR THE TAX CREDIT FOR INVESTMENT IN PROPERTY USED TO COLLECT OR PROCESS RECLAIMABLE MATERIALS; REPEALING THE TERMINATION DATE FOR THE TAX DEDUCTION FOR THE PURCHASE OF RECYCLED MATERIALS; AMENDING SECTIONS 75-2-225 AND 75-2-226, MCA; REPEALING SECTION 9, CHAPTER 712, LAWS OF 1991, SECTIONS 4 AND 5, CHAPTER 542, LAWS OF 1995, SECTION 1, CHAPTER 411, LAWS OF 1997, SECTIONS 4, 5, 6, AND 7, CHAPTER 398, LAWS OF 2001, SECTION 8, CHAPTER 516, LAWS OF 2001, SECTIONS 3 AND 5, CHAPTER 129, LAWS OF 2005, AND SECTIONS 1, 2, 3, 4, 5, 6, 7, AND 8, CHAPTER 569, LAWS OF 2005; AND PROVIDING AN EFFECTIVE DATE.

[House Bill No. 631](#) – (S) Died in Standing Committee -- AN ACT INCREASING THE CREDIT ALLOWED FOR THE REHABILITATION OF HISTORIC BUILDINGS UNDER THE CORPORATION LICENSE TAX AND INDIVIDUAL INCOME TAX FROM 25 PERCENT TO 100 PERCENT OF THE FEDERAL CREDIT; PROVIDING THAT THE TAX CREDIT MAY BE TRANSFERRED TO ANOTHER PERSON; REQUIRING THE DEPARTMENT OF REVENUE AND THE STATE HISTORIC PRESERVATION OFFICE TO DEVELOP PROCEDURES FOR ENSURING THE VALIDITY OF THE TRANSFER; AMENDING SECTIONS 15-30-180 AND 15-31-151, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 635](#) – Chapter Number Assigned -- AN ACT REPEALING THE MONTANA EQUITY CAPITAL INVESTMENT ACT; AMENDING SECTIONS 33-2-705 AND 90-1-112, MCA; REPEALING SECTIONS 15-30-184, 15-31-152, 90-10-101, 90-10-102, 90-10-103, 90-10-201, 90-10-202, 90-10-301, 90-10-302, 90-10-303, 90-10-304, 90-10-305, 90-10-306, 90-10-307, 90-10-308, 90-10-309, AND 90-10-310, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[House Bill No. 636](#) – Chapter Number Assigned -- AN ACT EXCLUDING FROM CORPORATE GROSS INCOME AND FROM INDIVIDUAL ADJUSTED GROSS INCOME THE AMOUNT OF THE GAIN RECOGNIZED FROM THE SALE OR EXCHANGE OF A MOBILE HOME PARK TO CERTAIN ENTITIES; AMENDING SECTION 15-30-111, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill No. 651](#) – (H) Died in Standing Committee -- AN ACT GENERALLY REVISING LAWS RELATED TO TAXATION; REQUIRING DISCLOSURE OF REPORTABLE TRANSACTIONS; PROVIDING A PENALTY FOR FAILING TO REPORT A REPORTABLE TRANSACTION; PROVIDING A PENALTY FOR A LISTED TRANSACTION UNDERSTATEMENT; PROVIDING A PENALTY FOR PROMOTING ABUSIVE TAX SHELTERS; PROVIDING A PENALTY FOR A SUBSTANTIAL UNDERSTATEMENT OF TAX; PROVIDING A PENALTY FOR FAILING TO PROVIDE INFORMATION; PROVIDING A PENALTY FOR FILING A FRAUDULENT RETURN; PROVIDING FOR VOLUNTARY COMPLIANCE PROGRAMS; CLARIFYING THE INTEREST RATE ON CORPORATION LICENSE TAX REFUNDS; EXTENDING THE TIME WITHIN WHICH CERTAIN DEFICIENCIES MAY BE ASSESSED; REQUIRING CORPORATIONS TO FURNISH OTHER STATE RETURNS AND ADJUSTMENTS; REQUIRING CORPORATIONS TO FILE INFORMATION ABOUT STATE TAX RETURN ITEMS AND FILING POSITIONS TAKEN IN OTHER STATES; REQUIRING CERTAIN TAXPAYERS THAT PROTEST TAXES ASSESSED ON CERTAIN CENTRALLY ASSESSED PROPERTY TO SUPPORT THEIR

CORPORATE INCOME TAX

ASSERTED PROTEST VALUE WITH A WRITTEN APPRAISAL; PROHIBITING THE USE OF CONTINGENCY FEE APPRAISALS IN PROPERTY TAX APPEALS; AMENDING SECTIONS 15-1-206, 15-1-216, 15-1-402, 15-2-301, 15-2-302, 15-30-145, AND 15-31-509, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, RETROACTIVE APPLICABILITY DATES, AND APPLICABILITY DATES.

[House Bill No. 652](#) – (H) Died in Standing Committee -- AN ACT PROHIBITING THE PRACTICE COMMONLY KNOWN AS INSURANCE STUFFING BY SPECIFYING WHEN CORPORATIONS MAY PROPERLY TAKE A DIVIDENDS-RECEIVED DEDUCTION FOR DIVIDENDS RECEIVED FROM INSURANCE COMPANIES; SPECIFYING HOW TO CALCULATE THE APPROPRIATE DIVIDENDS-RECEIVED DEDUCTION IN THOSE CIRCUMSTANCES; DISREGARDING THE PERMANENT DEFERRAL OF GAIN RECOGNITION FOR CERTAIN TRANSACTIONS; AUTHORIZING THE DEPARTMENT OF REVENUE TO INCLUDE IN THE GROSS INCOME THE TAXPAYER'S PRO RATA SHARE OF ANY OF THOSE INSURERS' CURRENT EARNINGS AND PROFITS IN THAT TAXABLE YEAR; PROVIDING A SAFE-HARBOR AND ALLOWING A CORPORATION TO DEMONSTRATE A LEGITIMATE BUSINESS PURPOSE FOR CERTAIN TRANSACTIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 36](#) – (S) Died in Standing Committee -- AN ACT PROVIDING FOR THE INCLUSION OF ALL DOMESTICALLY INCORPORATED SUBSIDIARIES IN THE WATER'S-EDGE GROUP; PREVENTING INCOME-SHIFTING TO FOREIGN INTANGIBLE HOLDING COMPANIES; UPDATING THOSE COUNTRIES CONSIDERED TAX HAVENS; PROVIDING IMPACTED TAXPAYERS THE ABILITY TO RESCIND A WATER'S-EDGE ELECTION; AMENDING SECTIONS 15-31-322, 15-31-323, 15-31-324, AND 15-31-326, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 43](#) – Chapter Number Assigned -- AN ACT REVISING THE LIST OF COUNTRIES THAT ARE CONSIDERED TAX HAVENS FOR THE APPORTIONMENT OF TAXABLE INCOME FOR THE PURPOSES OF A WATER'S-EDGE ELECTION UNDER THE CORPORATION LICENSE TAX; AMENDING SECTION 15-31-322, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 105](#) – (S) Died in Standing Committee -- AN ACT DEFINING "VOLUNTEER FIREFIGHTER"; PROVIDING TAX INCENTIVES TO VOLUNTEER FIREFIGHTERS AND THEIR EMPLOYERS; REQUIRING GOVERNMENTAL VOLUNTEER FIRE AGENCIES TO MAINTAIN A VOLUNTEER FIREFIGHTER DATABASE; AMENDING SECTIONS 7-33-2001, 7-33-4104, AND 7-33-4110, MCA; AND PROVIDING EFFECTIVE DATES AND AN APPLICABILITY DATE.

[Senate Bill No. 146](#) – (S) Died in Standing Committee -- AN ACT PROVIDING A CREDIT AGAINST INDIVIDUAL INCOME OR CORPORATE INCOME TAXES FOR BIOMASS PRODUCTION OR BIOMASS COLLECTION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 211](#) – (S) Died in Standing Committee -- AN ACT PROHIBITING THE PRACTICE COMMONLY KNOWN AS INSURANCE STUFFING BY SPECIFYING WHEN CORPORATIONS MAY PROPERLY TAKE DIVIDENDS-RECEIVED DEDUCTIONS FOR DIVIDENDS RECEIVED FROM INSURANCE COMPANIES; SPECIFYING HOW TO CALCULATE THE APPROPRIATE DIVIDENDS-RECEIVED DEDUCTION IN THOSE CIRCUMSTANCES; APPLYING SPECIAL RULES TO CAPTIVE INSURANCE COMPANIES; DISREGARDING THE PERMANENT DEFERRAL OF GAIN RECOGNITION FOR CERTAIN TRANSACTIONS; AUTHORIZING THE DEPARTMENT OF REVENUE TO INCLUDE IN GROSS INCOME THE TAXPAYER'S PRO RATA

SHARE OF ANY OF THOSE INSURERS' CURRENT EARNINGS AND PROFITS IN THAT TAX YEAR; EXPANDING THE DEPARTMENT OF REVENUE'S RULEMAKING AUTHORITY; AMENDING SECTION 33-2-705, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill No. 304](#) – (S) Died in Standing Committee -- AN ACT PROVIDING A TAX CREDIT TO EMPLOYERS WHO MAKE STUDENT LOAN REPAYMENTS ON BEHALF OF QUALIFIED EMPLOYEES WHO HAVE ATTAINED A DEGREE FROM A MONTANA INSTITUTION OF HIGHER EDUCATION; ALLOWING QUALIFIED EMPLOYEES AN EXCLUSION FROM ADJUSTED GROSS INCOME FOR STUDENT LOAN REPAYMENTS MADE BY AN EMPLOYER; DIRECTING THE DEPARTMENT OF REVENUE TO ADOPT RULES TO ADMINISTER THE TAX CREDIT; AMENDING SECTION 15-30-111, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND APPLICABILITY DATES.

[Senate Bill No. 342](#) – (S) 2nd Reading Pass Motion Failed -- AN ACT ALLOWING A TAX CREDIT FOR CONTRIBUTIONS TO STUDENT SCHOLARSHIP ORGANIZATIONS BY INDIVIDUAL AND CORPORATE TAXPAYERS; PROVIDING REQUIREMENTS FOR GRANTING SCHOLARSHIPS AND DETERMINING SCHOOLS OR PROGRAMS ELIGIBLE TO EDUCATE STUDENTS RECEIVING SCHOLARSHIPS; PROVIDING THAT THE AMOUNT OF THE SCHOLARSHIP IS NOT TAXABLE INCOME; ESTABLISHING THE MAXIMUM AMOUNT THAT MAY BE CLAIMED AS A CREDIT; LIMITING THE TOTAL AMOUNT OF CREDITS THROUGH AN APPLICATION PROCESS TO THE DEPARTMENT OF REVENUE; REQUIRING REPORTS TO THE INTERIM REVENUE AND TRANSPORTATION COMMITTEE; AMENDING SECTION 15-30-111, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE, AN APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Bill No. 377](#) – (H) Died in Standing Committee -- AN ACT PROHIBITING THE DEDUCTION AS A BUSINESS EXPENSE OF ANY AMOUNT PAID TO AN UNAUTHORIZED ALIEN FOR SERVICES FROM THAT UNAUTHORIZED ALIEN; AND AMENDING SECTIONS 15-30-101, 15-30-123, AND 15-31-114, MCA.

[Senate Bill No. 503](#) – Vetoed by Governor -- AN ACT PROVIDING FOR MONTANA ECONOMIC STIMULUS; PROVIDING A 5 PERCENT CAPITAL GAINS CREDIT FOR THE SALE OF A MONTANA BUSINESS THAT WAS ESTABLISHED DURING A CERTAIN TIME PERIOD AND THAT HAS BEEN IN OPERATION FOR OR HAS EMPLOYED A CERTAIN PERCENTAGE OF MONTANA EMPLOYEES FOR AT LEAST 10 YEARS; PROVIDING THAT 50 PERCENT OF ANY BONUS DEPRECIATION RECAPTURED UNDER FEDERAL TAX LAW ORIGINALLY TAKEN FOR ECONOMIC RECOVERY IS DEDUCTIBLE FOR INDIVIDUAL INCOME TAX AND CORPORATE LICENSE TAX PURPOSES; PROVIDING THAT TO QUALIFY THE SUBJECT PROPERTY OF THE RECAPTURE MUST HAVE BEEN FABRICATED OR ASSEMBLED IN MONTANA AND SOLD DURING SPECIFIED TIMES; PROVIDING FOR A CAPITAL GAINS TAX FOR SALE OF CERTAIN TANGIBLE AND INTANGIBLE MONTANA BUSINESS PROPERTY OR QUALIFYING STOCK OF A MONTANA BUSINESS; PROVIDING THAT THE PROPERTY MUST HAVE BEEN HELD FOR AT LEAST 5 YEARS; PROVIDING THAT THE RATE FOR DETERMINING THE CREDIT INCREASES FROM 2 PERCENT TO 5 PERCENT OVER A 20-YEAR PERIOD; AMENDING SECTIONS 15-30-121, 15-30-183, AND 15-31-114, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.