**South Carolina General Assembly**

124th Session, 2021-2022

**S. 1189**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Goldfinch and Gambrell

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Companion/Similar bill(s): 3340

Introduced in the Senate on March 23, 2022

Currently residing in the Senate Committee on **Finance**

Summary: License tax credits allowed for contributions to qualifying infrastructure and development projects

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/23/2022 Senate Introduced and read first time ([Senate Journal‑page 4](file:///h:\sj\20220323.docx))

3/23/2022 Senate Referred to Committee on **Finance** ([Senate Journal‑page 4](file:///h:\sj\20220323.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=1189&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/23/2022](file:///p:\pprever\2021-22\1189_20220323.docx)

**A** **BILL**

TO AMEND SECTION 12‑20‑105(E) AND (F) OF THE 1976 CODE, RELATING TO STATE LICENSE TAX CREDITS ALLOWED CERTAIN TAXPAYERS FOR CONTRIBUTIONS TO QUALIFYING INFRASTRUCTURE AND ECONOMIC DEVELOPMENT PROJECTS, TO INCREASE THE MAXIMUM ANNUAL CREDIT AMOUNT FROM FOUR HUNDRED THOUSAND TO SIX HUNDRED THOUSAND DOLLARS, TO PROVIDE ADDITIONAL ANNUAL CREDIT AMOUNTS OF FIFTY THOUSAND DOLLARS, ONE HUNDRED THOUSAND DOLLARS, AND ONE HUNDRED FIFTY THOUSAND DOLLARS, RESPECTIVELY, FOR QUALIFYING PROJECTS LOCATED IN COUNTIES CLASSIFIED FOR THE TARGETED JOBS TAX CREDIT AS TIER II, III, AND IV COUNTIES, TO PROVIDE ADDITIONAL ELIGIBILITY REQUIREMENTS FOR THESE INCREASED CREDIT AMOUNTS, AND TO ALLOW UNUSED CREDITS TO BE CARRIED FORWARD TO THE THREE SUCCEEDING TAX YEARS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 12‑20‑105(E) and (F) of the 1976 Code are amended to read:

“(E)(1) The maximum aggregate credit that may be claimed in any tax year by a single company is ~~four~~ six hundred thousand dollars.

(2) Notwithstanding the annual credit limit provided pursuant to item (1), for a contribution for a qualifying project located in a county classified as a Tier II, III, or IV county pursuant to Section 12‑6‑3360(B), the maximum aggregate credit that may be claimed in a tax year by a taxpayer is increased by:

County Tier Credit Amount Increase

Tier II County Fifty thousand dollars

Tier III County One hundred thousand dollars

Tier IV County One hundred fifty thousand dollars.

(3) To be eligible for the increased credit amount provided in item (2), the total of the taxpayer’s credit claim for the taxable year must be for a qualifying project located in a single Tier II, III, or IV county. If the single qualifying project extends across a county boundary, then for purposes of determining eligibility and the amount of the applicable increased credit, the qualifying project is considered to be located in the county with the lowest credit amount unless at least eighty percent of the total costs associated with the project are attributable to that portion of the project located in the county with the higher allowable credit amount.

(F) The credits allowed by this section may not reduce the license tax liability of the company below zero. If the applicable credit originally earned during a taxable year exceeds the liability and is otherwise allowable under subsection (D), the amount of the excess may be carried forward to the ~~next~~ three succeeding taxable ~~year~~ years.”

SECTION 2. This act takes effect upon approval by the Governor and applies to credits first claimed for taxable years beginning after 2020.

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