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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **1796**

March 16, 2009

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The bill was read for the first time and referred to the Committee on Taxes

1.1 A bill for an act
1.2 relating to taxation; allowing a jobs credit for increasing employment; amending
1.3 Minnesota Statutes 2008, section 290.06, by adding a subdivision.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2008, section 290.06, is amended by adding a
1.6 subdivision to read:

1.7 Subd. 36. **Jobs credit for increasing employment.** (a) A business is allowed a
1.8 credit against the tax imposed by this chapter. The credit equals five percent of the:

1.9 (1) total Minnesota payroll for the taxable year, less the total Minnesota payroll for
1.10 taxable year 2008; minus

1.11 (2) payroll attributable to full-time equivalent employees that the business employs
1.12 in Minnesota for the taxable year, minus the payroll attributable to full-time equivalent
1.13 employees the business employed in Minnesota in taxable year 2008, but not less than zero.

1.14 (b) For purposes of this subdivision, the following terms have the meanings given
1.15 them:

1.16 (1) "full-time equivalent employees" means the equivalent of annualized expected
1.17 hours of work equal to 2,080 hours, but only if the annual wages, as defined in section
1.18 290.92, paid to the employee exceed \$30,000;

1.19 (2) "Minnesota payroll" means the wages or salaries attributed to Minnesota under
1.20 section 290.191, subdivision 12, for the business or the unitary business of which the
1.21 qualified business is a part, whichever is greater, less the amount of compensation
1.22 attributable to any employee that exceeds \$100,000.

1.23 (c) The credit is limited to the liability for tax under this chapter, including the tax
1.24 imposed by sections 290.0921 and 290.0922.

2.1 (d) If the amount of the credit under this subdivision for any taxable year exceeds
2.2 the limitations under paragraph (c), the excess is a credit carryover to each of the four
2.3 succeeding taxable years. The entire amount of the excess unused credit for the taxable
2.4 year must be carried first to the earliest of the taxable years to which the credit may be
2.5 carried. The amount of the unused credit that may be added under this paragraph may not
2.6 exceed the taxpayer's liability for tax, less the credit for the taxable year.

2.7 **EFFECTIVE DATE.** This section is effective for taxable years beginning after
2.8 December 31, 2008.