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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 777

02/04/2021 Authored by Garofalo, Daniels, Scott and Rasmusson
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; income; excluding loans forgiven under the paycheck protection
1.3 program from gross income; allowing expense deductions.

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

1.5 Section 1. EXCLUSION FROM GROSS INCOME FOR FORGIVEN PPP LOANS.

1.6 Subdivision 1. Scope. This section applies for the purpose of calculating:

1.7 (1) net income, as defined in Minnesota Statutes, section 290.01, subdivision 19;

1.8 (2) income, as defined in Minnesota Statutes, section 290.0674, subdivision 2a;

1.9 (3) alternative minimum taxable income, as defined in Minnesota Statutes, section
1.10 290.091, subdivision 2;

1.11 (4) alternative minimum taxable net income, as defined in Minnesota Statutes, section
1.12 290.0921, subdivision 2; and

1.13 (5) income, as defined in Minnesota Statutes, section 290A.03, subdivision 3.

1.14 Subd. 2. Adopting federal changes related to the paycheck protection

1.15 program. "Internal Revenue Code" has the meaning given in Minnesota Statutes, section
1.16 290.01, subdivision 31, as amended through the date specified in that subdivision, but
1.17 including the following amendments:

1.18 (1) the exclusion from gross income under Public Law 116-136, section 1106(i); and

1.19 (2) section 276 of the COVID-related Tax Relief Act of 2020 in Public Law 116-260.

2.1 Subd. 3. **No denial of deduction.** Notwithstanding Minnesota Statutes, section 290.10,
2.2 the commissioner of revenue must not deny a taxpayer a deduction that is allowed under
2.3 section 276 of the COVID-related Tax Relief Act of 2020 in Public Law 116-260.

2.4 **EFFECTIVE DATE.** This section is effective retroactively at the same time the
2.5 provisions of federal law specified in subdivision 2, clauses (1) and (2), were effective for
2.6 federal purposes.