

SENATE BILL No. 12

January 12, 2005, Introduced by Senator BROWN and referred to the Committee on Finance.

A bill to amend 1967 PA 281, entitled
"Income tax act of 1967,"
(MCL 206.1 to 206.532) by adding section 272.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 272. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,
2 2004, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY THIS
3 ACT EQUAL TO 25% OF THE ELIGIBLE NURSING HOME EXPENSES OF THE
4 TAXPAYER OR A FAMILY MEMBER OF THE TAXPAYER PAID BY THE TAXPAYER IN
5 THE TAX YEAR.

6 (2) THE CREDIT UNDER THIS SECTION SHALL NOT EXCEED \$1,000.00
7 FOR ANY 1 TAX YEAR.

8 (3) IF THE AMOUNT OF THE CREDIT EXCEEDS THE TAX LIABILITY OF
9 THE TAXPAYER FOR THE TAX YEAR, THAT PORTION OF THE CREDIT THAT

1 EXCEEDS THE TAX LIABILITY SHALL BE REFUNDED.

2 (4) AS USED IN THIS SECTION:

3 (A) "ELIGIBLE NURSING HOME EXPENSES" MEANS COSTS, NOT
4 OTHERWISE REIMBURSED, PAID BY THE TAXPAYER TO SUPPORT THE CARE AND
5 SUPERVISION OF THE TAXPAYER OR A FAMILY MEMBER OF THE TAXPAYER
6 WHILE THE TAXPAYER OR A FAMILY MEMBER OF THE TAXPAYER IS LIVING IN
7 A NURSING HOME IF THE CARE AND SUPERVISION IS CONSIDERED NECESSARY
8 OR RECOMMENDED BY THE TAXPAYER'S OR TAXPAYER'S FAMILY MEMBER'S
9 PHYSICIAN OR A LICENSED HEALTH CARE PROFESSIONAL EMPLOYED BY THE
10 NURSING HOME WHO REGULARLY PROVIDES HEALTH CARE SERVICES OR
11 SUPERVISION TO THE TAXPAYER OR FAMILY MEMBER OF THE TAXPAYER.

12 (B) "FAMILY MEMBER" MEANS A SPOUSE, CHILD, STEPCHILD, ADOPTED
13 CHILD, PARENT, STEPPARENT, ADOPTED PARENT, GRANDPARENT, BROTHER, OR
14 SISTER OF THE TAXPAYER OR HIS OR HER SPOUSE.

15 (C) "NURSING HOME" MEANS THAT TERM AS DEFINED IN SECTION 20109
16 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.20109.