SENATE STATE OF MINNESOTA EIGHTY-SEVENTH LEGISLATURE

A bill for an act

relating to taxation; income; modifying education credit; amending Minnesota

S.F. No. 764

(SENATE AUTHORS: KRUSE, Hann, Olson, Ortman and Scheid)

DATE D-PG **OFFICIAL STATUS** 03/14/2011 Introduction and first reading 498

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Referred to Taxes See HF42, Art. 1, Sec. 4 (vetoed) See SF388, Sec. 4

SY THE LEGISLATURE OF THE STATE OF MINNESOTA: sota Statutes 2010, section 290.0674, subdivision 1, is amended to
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Credit allowed. An individual is allowed a credit against the
chapter in an amount equal to 75 percent of the amount paid for
penses for a qualifying child in kindergarten through grade 12. For
ion, "education-related expenses" means:
on for instruction by an instructor under section 120A.22, subdivision
3), (4), or (5), or a member of the Minnesota Music Teachers
o is not a lineal ancestor or sibling of the dependent for instruction
chool day or school year, including tutoring, driver's education
nool curriculum, regardless of whether it is taken from a public or
amer camps, in grade or age appropriate curricula that supplement
tion available during the regular school year, that assists a dependent
ge of core curriculum areas or to expand knowledge and skills under
ic standards under section 120B.021, subdivision 1, and the elective
on 120B.022, subdivision 1, clause (2), and that do not include the
tenets, doctrines, or worship, the purpose of which is to instill such
worship;

(2) expenses for textbooks, including books and other instructional materials and

equipment purchased or leased for use in elementary and secondary schools in teaching

Section 1. 1

S.F. No. 764, as introduced - 87th Legislative Session (2011-2012) [11-2535]

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only those subjects legally and commonly taught in public elementary and secondary schools in this state. "Textbooks" does not include instructional books and materials used in the teaching of religious tenets, doctrines, or worship, the purpose of which is to instill such tenets, doctrines, or worship, nor does it include books or materials for extracurricular activities including sporting events, musical or dramatic events, speech activities, driver's education, or similar programs;

- (3) a maximum expense of \$200 per family for personal computer hardware, excluding single purpose processors, and educational software that assists a dependent to improve knowledge of core curriculum areas or to expand knowledge and skills under the required academic standards under section 120B.021, subdivision 1, and the elective standard under section 120B.022, subdivision 1, clause (2), purchased for use in the taxpayer's home and not used in a trade or business regardless of whether the computer is required by the dependent's school; and
- (4) the amount paid to others for <u>tuition and</u> transportation of a qualifying child attending an elementary or secondary school situated in Minnesota, North Dakota, South Dakota, Iowa, or Wisconsin, wherein a resident of this state may legally fulfill the state's compulsory attendance laws, which is not operated for profit, and which adheres to the provisions of the Civil Rights Act of 1964 and chapter 363A.

For purposes of this section, "qualifying child" has the meaning given in section 32(c)(3) of the Internal Revenue Code.

2.21 **EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2010.

Section 1. 2