

HOUSE BILL NO. 4247

March 18, 2025, Introduced by Reps. Martus, Wilson, Hope and Snyder and referred to Committee on Economic Competitiveness.

A bill to amend 1967 PA 281, entitled
"Income tax act of 1967,"
(MCL 206.1 to 206.847) by adding section 260.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 260. (1) For tax years beginning on and after January 1,
2 2025 and subject to the applicable limitations in this section, a
3 taxpayer may claim a credit against the tax imposed by this part in
4 an amount equal to 50% of the sum of the cash amount and, if food
5 items are contributed in conjunction with a program in which a

1 vendor makes a matching contribution of similar items, the value of
2 those food items, the taxpayer contributes during the tax year to a
3 shelter for homeless persons, food kitchen, food bank, or other
4 entity located in this state, the primary purpose of which is to
5 provide overnight accommodation, food, or meals to persons who are
6 indigent if a contribution to that entity is tax deductible under
7 section 170 of the internal revenue code. For a taxpayer other than
8 a resident estate or trust, the maximum credit allowed under this
9 subsection must not exceed \$100.00, or \$200.00 for a joint return.
10 For a resident estate or trust, the maximum credit allowed under
11 this subsection must not exceed 10% of the taxpayer's tax liability
12 for the tax year before claiming any credits allowed by this part
13 or \$5,000.00, whichever is less.

14 (2) To claim a credit under this section, the taxpayer must
15 have received a written acknowledgment from the entity to which the
16 contribution was made. The department may require a taxpayer
17 claiming the credit under this section to submit a copy of the
18 written acknowledgment of the contribution for which the credit is
19 being claimed. The written acknowledgment required under this
20 subsection must include all of the following:

21 (a) The date of the contribution.

22 (b) The amount of cash contributed or, if food items are
23 contributed in conjunction with a program in which a vendor makes a
24 matching contribution of similar items, an estimate of the value of
25 those food items.

26 (c) An attestation that the primary purpose of the entity is
27 to provide overnight accommodation, food, or meals to persons who
28 are indigent.

29 (d) An attestation that contributions to the entity are

1 deductible under section 170 of the internal revenue code.

2 (e) An attestation that the entity is in compliance with the
3 Elliott-Larsen civil rights act, 1976 PA 453, MCL 37.2101 to
4 37.2804.

5 (3) For a resident estate or trust, the amount used to
6 calculate the credit under this section must not have been deducted
7 in arriving at federal taxable income.

8 (4) If the amount of the credit allowed under this section
9 exceeds the tax liability of the taxpayer for the tax year, the
10 portion that exceeds the tax liability must not be refunded.

11 (5) On or before July 1 of each year, the department shall
12 report to the house committee on tax policy and the senate finance,
13 insurance, and consumer protection committee the total amount of
14 tax credits claimed under this section for the immediately
15 preceding tax year.

16 (6) As used in this section:

17 (a) "Federal poverty level" means the poverty guidelines
18 published annually in the Federal Register by the United States
19 Department of Health and Human Services under its authority to
20 revise the poverty line under 42 USC 9902.

21 (b) "Persons who are indigent" means persons whose household
22 income is less than 140% of the applicable federal poverty level.

23 (c) "Primary purpose" means the predominant purpose to which
24 all operations of the entity are directed, as stated in a mission
25 statement, organizational document, or other document that
26 describes the entity's operations, or as established from other
27 business records of the entity.

28 Enacting section 1. This amendatory act does not take effect
29 unless Senate Bill No. ____ (request no. S00397'25) or House Bill

1 No. 4248 (request no. H00397'25) of the 103rd Legislature is
2 enacted into law.