



Rep. Christian L. Mitchell

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LRB100 02297 HLH 37996 a

1 AMENDMENT TO HOUSE BILL 1132

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1132 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Income Tax Act is amended by  
5 adding Sections 227, 228, and 229 as follows:

6 (35 ILCS 5/227 new)

7 Sec. 227. Early childhood education credit.

8 (a) For taxable years beginning on or after January 1,  
9 2018, each taxpayer (i) whose federal adjusted gross income is  
10 less than 185% of the federal poverty level and (ii) who is the  
11 custodian of a child who attends a high quality early childhood  
12 education program during the taxable year is allowed a credit  
13 against the taxes imposed under subsections (a) and (b) of  
14 Section 201 as provided in this Section. The amount of the  
15 credit for taxable years beginning on or after January 1, 2018  
16 and beginning prior to January 1, 2019 is as follows:

1           (1) \$3,000 per taxable year for each child who, during  
2           the taxable year, is enrolled in an early childhood  
3           education program that is rated in the Gold Circle of  
4           Quality under the ExceleRate Illinois rating system as of  
5           July 1 of the taxable year; and

6           (2) \$2,000 per taxable year for each child who, during  
7           the taxable year, is enrolled in an early childhood  
8           education program that is rated in the Silver Circle of  
9           Quality under the ExceleRate Illinois rating system as of  
10           July 1 of the taxable year.

11           For taxable years beginning on or after January 1, 2019,  
12           the amount of the credit set forth under items (1) and (2)  
13           shall be adjusted on January 1 of the taxable year by an amount  
14           equal to the increase, if any, in the Employment Cost Index,  
15           published by the Bureau of Labor Statistics of the U.S.  
16           Department of Labor, for the calendar year immediately  
17           preceding the increase date.

18           If the child attends more than one high quality early  
19           childhood education program during the taxable year, the  
20           taxpayer shall be allowed a credit for only one program per  
21           child, and the program with the highest applicable quality  
22           rating shall be used to calculate the credit.

23           (b) The credit may not be carried forward or back and may  
24           not reduce the taxpayer's liability to less than zero. If the  
25           amount of the credit exceeds the tax liability for the year,  
26           and if the taxpayer's federal adjusted gross income is less

1 than 100% of the federal poverty level, then the excess amount  
2 shall be refunded to the taxpayer.

3 (c) As used in this Section:

4 "Custodian" means an Illinois resident who is a parent, the  
5 parents, a legal guardian, or the legal guardians of a child  
6 who attends a high quality early childhood education program  
7 during the taxable year.

8 "High quality early childhood education program" means a  
9 program that is rated in the Gold Circle of Quality or the  
10 Silver Circle of Quality under the ExceleRate Illinois rating  
11 system.

12 (d) This Section is exempt from the provisions of Section  
13 250.

14 (35 ILCS 5/228 new)

15 Sec. 228. Child care provider tax credit.

16 (a) For taxable years beginning on or after January 1,  
17 2018, each qualified child care provider is entitled to a  
18 credit against the taxes imposed under subsections (a) and (b)  
19 of Section 201 for each child enrolled with the child care  
20 provider for at least 6 months during the taxable year who (i)  
21 is enrolled in the child care assistance program under Section  
22 9A-11 of the Illinois Public Aid Code, (ii) receives foster  
23 care services, or (iii) both (i) and (ii). The amount of the  
24 credit for taxable years beginning on or after January 1, 2018  
25 and beginning prior to January 1, 2019 is as follows:

1           (1) \$1,500 for each such child if the child care  
2           provider is rated in the Gold Circle of Quality under the  
3           ExceleRate Illinois rating system as of July 1 of the  
4           taxable year; and

5           (2) \$1,000 for each such child if the child care  
6           provider is rated in the Silver Circle of Quality under the  
7           ExceleRate Illinois rating system as of July 1 of the  
8           taxable year.

9           For taxable years beginning on or after January 1, 2019,  
10          the amount of the credit set forth under items (1) and (2)  
11          shall be adjusted on January 1 of the taxable year by an amount  
12          equal to the increase, if any, in the Employment Cost Index,  
13          published by the Bureau of Labor Statistics of the U.S.  
14          Department of Labor, for the calendar year immediately  
15          preceding the increase date.

16          (b) If the amount of the credit exceeds the tax liability  
17          for the year, then the excess amount shall be refunded to the  
18          taxpayer.

19          (c) As used in this Section:

20          "Qualified child care provider" means a business that  
21          provides an early childhood education program that is rated in  
22          the Gold Circle of Quality or the Silver Circle of Quality  
23          under the ExceleRate Illinois rating system.

24          (d) This Section is exempt from the provisions of Section  
25          250.

1 (35 ILCS 5/229 new)

2 Sec. 229. Child care center employees.

3 (a) For taxable years beginning on or after January 1,  
4 2018, each taxpayer who is employed at a licensed day care  
5 center, licensed day care home, or licensed group day care  
6 home, as defined in the Child Care Act of 1969, for at least 6  
7 months during the taxable year is entitled to a credit against  
8 the taxes imposed under subsections (a) and (b) of Section 201  
9 as provided in this Section if the taxpayer has one or more of  
10 the following credentials under the Gateways to Opportunity  
11 professional development support system, as recognized by the  
12 Department of Human Services, Bureau of Child Care and  
13 Development:

14 (1) Infant Toddler;

15 (2) ECE;

16 (3) School Age;

17 (4) Family Child Care;

18 (5) Family Specialist;

19 (6) Technical Assistance; or

20 (7) Illinois Director.

21 (b) For taxpayers with credentials other than Illinois  
22 Director, the amount of the credit for taxable years beginning  
23 on or after January 1, 2018 and beginning prior to January 1,  
24 2019 is as follows:

25 (1) if the taxpayer is Level a 6 with respect to any of  
26 those credentials, then the taxpayer is entitled to a

1 credit of \$3,500 for the taxable year;

2 (2) if the taxpayer is Level a 5 with respect to any of  
3 those credentials, then the taxpayer is entitled to a  
4 credit of \$3,000 for the taxable year;

5 (3) if the taxpayer is Level a 4 with respect to any of  
6 those credentials, then the taxpayer is entitled to a  
7 credit of \$2,500 for the taxable year;

8 (4) if the taxpayer is Level a 3 with respect to any of  
9 those credentials, then the taxpayer is entitled to a  
10 credit of \$2,000 for the taxable year;

11 (5) if the taxpayer is Level a 2 with respect to any of  
12 those credentials, then the taxpayer is entitled to a  
13 credit of \$1,500 for the taxable year; and

14 (6) no credit is allowed if the taxpayer is a Level 1  
15 with respect to any of those credentials.

16 (c) For taxpayers with the Illinois Director credential,  
17 the amount of the credit for taxable years beginning on or  
18 after January 1, 2018 and beginning prior to January 1, 2019 is  
19 as follows:

20 (1) if the taxpayer is an Illinois Director Level 3,  
21 then the taxpayer is entitled to a credit of \$3,500 for the  
22 taxable year;

23 (2) if the taxpayer is an Illinois Director Level 2,  
24 then the taxpayer is entitled to a credit of \$3,000 for the  
25 taxable year; and

26 (3) if the taxpayer is an Illinois Director Level 1,

1       then the taxpayer is entitled to a credit of \$2,500 for the  
2       taxable year.

3       (d) Each taxpayer shall be allowed a credit with respect to  
4       only one credential in any taxable year; the credential with  
5       the highest credit amount shall be used. For taxable years  
6       beginning on or after January 1, 2019, the amount of the credit  
7       set forth in subsections (b) and (c) shall be adjusted on  
8       January 1 of the taxable year by an amount equal to the  
9       increase, if any, in the Employment Cost Index, published by  
10       the Bureau of Labor Statistics of the U.S. Department of Labor,  
11       for the calendar year immediately preceding the increase date.

12       (e) If the amount of the credit exceeds the tax liability  
13       for the year, then the excess amount shall be refunded to the  
14       taxpayer.

15       (f) This Section is exempt from the provisions of Section  
16       250.

17       Section 99. Effective date. This Act takes effect upon  
18       becoming law."