

**ASSEMBLY BILL**

**No. 1552**

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**Introduced by Assembly Member Silva**

January 26, 2012

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An act to add Sections 17239 and 24356.9 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

LEGISLATIVE COUNSEL'S DIGEST

AB 1552, as introduced, Silva. Income taxes: deductions: Mello-Roos. The Personal Income Tax Law and the Corporation Tax Law authorize various deductions in computing income that is subject to tax under those laws.

This bill would allow a deduction, under both of those laws, of amounts paid under the Mello-Roos Community Facilities Act of 1982.

This bill would take effect immediately as a tax levy.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 17239 is added to the Revenue and
- 2 Taxation Code, to read:
- 3 17239. For each taxable year beginning on or after January 1,
- 4 2012, there shall be allowed as a deduction the amount paid by
- 5 the taxpayer pursuant to the Mello-Roos Community Facilities
- 6 Act of 1982 (Chapter 2.5 (commencing with Section 53311) of
- 7 Part 1 of Division 2 of Title 5 of the Government Code).
- 8 SEC. 2. Section 24356.9 is added to the Revenue and Taxation
- 9 Code, to read:

1     24356.9. For each taxable year beginning on or after January  
2 1, 2012, there shall be allowed as a deduction the amount paid by  
3 the taxpayer pursuant to the Mello-Roos Community Facilities  
4 Act of 1982 (Chapter 2.5 (commencing with Section 53311) of  
5 Part 1 of Division 2 of Title 5 of the Government Code).

6     SEC. 3. This act provides for a tax levy within the meaning of  
7 Article IV of the Constitution and shall go into immediate effect.

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