

Lincoln Fillmore proposes the following substitute bill:

Child Tax Credit Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Tracy J. Miller

Senate Sponsor: Lincoln Fillmore

LONG TITLE

General Description:

This bill modifies the individual income tax credit for child dependents.

Highlighted Provisions:

This bill:

- expands eligibility for the child tax credit by increasing the thresholds for the income-based phaseout; and
- includes a coordination clause to have the changes to Section 59-10-1047 in this bill supersede the changes to that section in H.B. 210, Tax Penalties Amendments.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a coordination clause.

This bill provides retrospective operation.

Utah Code Sections Affected:

AMENDS:

59-10-1047, as last amended by Laws of Utah 2025, Chapter 407

Utah Code Sections affected by Coordination Clause:

59-10-1047 (05/06/26), as last amended by Laws of Utah 2025, Chapter 407

Be it enacted by the Legislature of the state of Utah:

The following section is affected by a coordination clause at the end of this bill.

Section 1. Section **59-10-1047** is amended to read:

59-10-1047 . Nonrefundable child tax credit.

(1) As used in this section:

- (a) "Joint filing status" means the same as that term is defined in Section 59-10-1018.
- (b) "Head of household filing status" means the same as that term is defined in Section

- 30 59-10-1018.
- 31 (c) "Married filing separately status" means a married individual who:
- 32 (i) does not file a single federal individual income tax return jointly with that married
- 33 individual's spouse for the taxable year; and
- 34 (ii) files a single federal individual income tax return for the taxable year.
- 35 (d) "Modified adjusted gross income" means the sum of the following for a claimant or,
- 36 if the claimant's federal individual income tax return is allowed a joint filing status,
- 37 the claimant and the claimant's spouse:
- 38 (i) adjusted gross income for the taxable year for which a tax credit is claimed under
- 39 this section;
- 40 (ii) any interest income that is not included in adjusted gross income for the taxable
- 41 year described in Subsection (1)(d)(i); and
- 42 (iii) any addition to adjusted gross income required by Section 59-10-114 for the
- 43 taxable year described in Subsection (1)(d)(i).
- 44 (e) "Qualifying child" means an individual:
- 45 (i) with respect to whom the claimant is allowed to claim a tax credit under Section
- 46 24, Internal Revenue Code, on the claimant's federal individual income tax return
- 47 for the taxable year; and
- 48 (ii) who is under six years old on the last day of the claimant's taxable year.
- 49 (f) "Single filing status" means a single individual who files a single federal individual
- 50 income tax return for the taxable year.
- 51 (2) Subject to Section 59-10-1002.2, a claimant may claim a nonrefundable tax credit of
- 52 \$1,000 for each qualifying child.
- 53 (3) A claimant may not carry forward or carry back the amount of the tax credit that
- 54 exceeds the claimant's tax liability.
- 55 (4) The tax credit allowed by Subsection (2) claimed on a return filed under this ~~[part]~~
- 56 chapter shall be reduced by \$.10 for each dollar by which modified adjusted gross
- 57 income for purposes of the return exceeds:
- 58 (a) for a federal individual income tax return that is allowed a married filing separately
- 59 status, ~~[\$27,000]~~ \$30,500;
- 60 (b) for a federal individual income tax return that is allowed a single filing status or head
- 61 of household filing status, ~~[\$43,000]~~ \$49,000; and
- 62 (c) for a federal individual income tax return that is allowed a joint filing status, ~~[\$54,000]~~
- 63 \$61,000.

64 Section 2. **Effective Date.**

65 This bill takes effect on May 6, 2026.

66 Section 3. **Retrospective operation.**

67 This bill has retrospective operation for a taxable year beginning on or after January 1,
68 2026.

69 Section 4. **Coordinating H.B. 290 with H.B. 210.**

70 If H.B. 290, Child Tax Credit Amendments, and H.B. 210, Tax Penalties Amendments,

71 both pass and become law, the Legislature intends that, on May 6, 2026, the amendments to

72 Section 59-10-1047 in H.B. 290 supersede the amendments to Section 59-10-1047 in H.B. 210.