**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “WORKFORCE ENHANCEMENT AND MILITARY RECOGNITION ACT”; TO AMEND SECTION 12-6-1171, RELATING TO THE MILITARY RETIREMENT INCOME DEDUCTION, SO AS TO REMOVE CERTAIN LIMITS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. This act shall be know and may be cited as the “Workforce Enhancement and Military Recognition Act”.

SECTION 2. Section 12‑6‑1171(A) of the 1976 Code is amended to read:

“(A)(1) An individual taxpayer who has military retirement income, each year may deduct an amount of his South Carolina earned income from South Carolina taxable income equal to the amount of military retirement income that is included in South Carolina taxable income~~, not to exceed seventeen thousand five hundred dollars~~. In the case of married taxpayers who file a joint federal income tax return, the deduction allowed by this section shall be calculated separately as though they had not filed a joint return, so that each individual’s deduction is based on the same individual’s retirement income and earned income. For purposes of this item, ‘South Carolina earned income’ has the same meaning as provided in Section 12‑6‑3330.

(2) Notwithstanding item (1), beginning in the year in which an individual taxpayer reaches age sixty‑five, an individual taxpayer who has military retirement income may deduct ~~up to thirty thousand dollars of~~ any military retirement income that is included in South Carolina taxable income.”

SECTION 3. This act takes effect January 1, 2021, and first applies for tax year 2021.

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