

SENATE, No. 1774

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:

Senator FRED H. MADDEN, JR.

District 4 (Camden and Gloucester)

SYNOPSIS

Allows corporation business tax credit for full cost of purchasing portable defibrillators.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** providing a credit against the corporation business tax for
2 certain taxpayer expenses for purchases of automated external
3 defibrillators, supplementing P.L.1945, c.162 (C.54:10A-
4 1 et seq.).

5
6 **BE IT ENACTED** *by the Senate and General Assembly of the State*
7 *of New Jersey:*

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9 1. a. A taxpayer shall be allowed a credit against the tax
10 imposed pursuant to section 5 of P.L.1945, c.162 (C.54:10A-5), for
11 the taxpayer's expense during the privilege period for the purchase
12 of an automated external defibrillator made in compliance with
13 provisions of P.L.1999, c.34 (C.2A:62A-23 et seq.).

14 b. The director shall determine the priority in which a taxpayer
15 shall take credits allowed pursuant to this section and any other
16 credits against the tax imposed pursuant to section 5 of
17 P.L.1945, c.162. The taxpayer shall apply credits allowable
18 pursuant to this section in the order of the credits' privilege periods.
19 The amount of the credits applied under this section against the tax
20 imposed pursuant to section 5 of P.L.1945, c.162, for a privilege
21 period shall not, in combination with any other credits applied,
22 exceed 50 percent of the tax liability otherwise due and shall not
23 reduce the tax liability to an amount less than the statutory
24 minimum provided in subsection (e) of section 5 of
25 P.L.1945, c.162.

26 c. The amount of any credit otherwise allowable under this
27 section that cannot be applied for the privilege period due to the
28 limitations of subsection b. of this section may be carried over to
29 the five privilege periods following the period for which the amount
30 was allowed.

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32 2. This act shall take effect immediately and apply with respect
33 to privilege periods ending on or after July 1 next following
34 enactment.

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STATEMENT

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39 This bill provides a credit against the corporation business tax
40 for a taxpayer's expense of purchasing an automated external
41 defibrillator made in compliance with provisions of P.L.1999,
42 c.34 (C.2A:62A-23 et seq.). That 1999 law established State
43 standards for the purchase, training and use of these life saving
44 portable devices to encourage greater acquisition, deployment and
45 use of automated external defibrillators by trained personnel
46 throughout this State.

47 Recent medical studies have reported that many people who
48 suffer cardiac arrest and would otherwise die can be saved if

1 ordinary people are trained to use defibrillators to shock them back
2 to life during the first few minutes following cardiac arrest. These
3 studies reflect a larger national trend to train lay people to use
4 portable defibrillators and make the devices available in large
5 workplaces and public places like sports stadiums, transportation
6 terminals, community centers, shopping malls and other private
7 venues of public accommodation. Portable defibrillators weigh
8 three to seven pounds and can cost from \$1,000 to \$4,000. Lay
9 people can be taught to use them in three to six hours of training.
10 New Jersey, New York, Nevada and at least a dozen other states
11 have passed laws to exempt people from civil liability when they
12 use a defibrillator to save someone's life.

13 This corporation business tax credit is for the full amount of the
14 purchase cost of portable defibrillators. Under the 1999 New Jersey
15 law, these purchases must be accompanied by documentation that
16 the purchaser has appropriate training in the use, maintenance and
17 operation of these devices. Thus, this bill will effectively provide
18 State financial support for private sector purchases of these life
19 saving devices and further encourage the deployment of portable
20 defibrillators throughout the State.