

ASSEMBLY, No. 4993

STATE OF NEW JERSEY

221st LEGISLATURE

INTRODUCED OCTOBER 24, 2024

Sponsored by:

Assemblyman GREGORY P. MCGUCKIN

District 10 (Monmouth and Ocean)

Assemblyman PAUL KANITRA

District 10 (Monmouth and Ocean)

Co-Sponsored by:

Assemblywoman Drulis

SYNOPSIS

Extends Wounded Warrior Caregivers Relief Act to caregivers of certain veterans.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/16/2024)

1 AN ACT concerning income tax credits for family caregivers of
2 armed service members with physical disabilities and amending
3 P.L.2017, c.67.

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. Section 2 of P.L.2017, c.67 (C.54A:4-15) is amended to read
9 as follows:

10 2. a. A qualified family caregiver shall be allowed a qualified
11 veteran care credit against the tax otherwise due for the taxable year
12 under the "New Jersey Gross Income Tax Act," N.J.S.54A:1-1 et
13 seq., in an amount equal to 100 percent of the federal veteran
14 disability compensation of a qualified armed service member for
15 which the qualified family caregiver renders care or \$675,
16 whichever is less.

17 b. If two or more qualified family caregivers qualify for the
18 qualified veteran care credit for the same qualified armed service
19 member, the amount of the credit allowed shall be allocated in
20 proportion to each qualified family caregiver's share of total care
21 expenses provided for the taxable year.

22 c. If the qualified veteran care credit allowed pursuant to this
23 section, together with any other payments, credits, deductions, and
24 adjustments allowed by law, reduces a qualified family caregiver's
25 tax liability otherwise due for the taxable year under N.J.S.54A:1-1
26 et seq. to zero, the amount of the credit remaining shall be paid to
27 the taxpayer as a refund of an overpayment of tax in accordance
28 with N.J.S.54A:9-7; provided however, that subsection (f) of that
29 section, concerning the allowance of interest, shall not apply.

30 d. A qualified family caregiver who is not subject to tax in
31 accordance with N.J.S.54A:2-4 for a taxable year may apply for a
32 qualified veteran care credit using an application to be made
33 available by the director. The due date for a qualified veteran care
34 credit application shall coincide with the due date for annual gross
35 income tax returns.

36 e. As used in this section:

37 "Qualified armed service member" means **[an individual]** a
38 veteran, as defined in section 1 of P.L.1963, c.171 (C.54:4-8.10)
39 who has a disability arising out of service in the active military or
40 naval service of the United States **[in any war or conflict on or after**
41 **September 11, 2001, has been honorably discharged or released**
42 **under conditions other than dishonorable]**, meets the requirements
43 for total disability ratings for compensation based upon
44 unemployability of the individual as determined by the United
45 States Department of Veterans Affairs, and has resided with the

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 qualified family caregiver in this State for not less than six months
2 of the taxable year.

3 "Qualified family caregiver" means an individual resident of this
4 State with gross income for the taxable year not in excess of
5 \$100,000 if filing jointly, as a head of household, or as a surviving
6 spouse, or not in excess of \$50,000 if filing separately or unmarried,
7 who provides care and support to a qualifying armed service
8 member to whom the caregiver is a relative.

9 "Relative" means an individual related by consanguinity within
10 the third degree by law or blood.

11 (cf: P.L.2017, c.67, s.2)

12

13 2. This act shall take effect immediately and apply to taxable
14 years beginning on or after January 1 next following the date of
15 enactment.

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STATEMENT

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20 This bill amends the Wounded Warrior Caregivers Relief Act to
21 extend the tax credit benefit to caregivers of certain veterans.

22 Under current law, the Wounded Warrior Caregivers Relief Act
23 provides a gross income tax credit to family caregivers of armed
24 service members with service-connected disabilities arising out of
25 service on or after September 11, 2001.

26 The bill revises the definition of veteran to mean any citizen and
27 resident of this State discharged or released under honorable
28 circumstances from active service in any branch of the Armed
29 Forces of the United States and extends the tax credit to caregivers
30 of veterans who fall under the revised definition.