

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

As Engrossed: H3/20/15 H3/23/15  
**A Bill**

HOUSE BILL 1402

By: Representatives Shepherd, Jett, Gillam, Baine, Ballinger, Baltz, Bell, Bennett, Bentley, Boyd, Bragg, Branscum, Collins, Cozart, Davis, Deffenbaugh, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, Eaves, Eubanks, Farrer, L. Fite, Gates, Gonzales, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, Jean, Lemons, Lowery, Lundstrum, Magie, McNair, S. Meeks, Neal, Pitsch, Richey, Richmond, Rushing, Scott, B. Smith, Speaks, Sturch, Sullivan, Tosh, Vaught, Vines, Wallace, Wardlaw, Wright  
By: Senators Files, Collins-Smith, J. Cooper, J. English, Flippo, Hester, B. King, Rapert, Rice, B. Sample, G. Stubblefield, E. Williams, J. Woods

### For An Act To Be Entitled

AN ACT TO AMEND THE INCOME TAX APPLICABLE TO CAPITAL GAINS; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE INCOME TAX APPLICABLE TO CAPITAL GAINS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 26-51-815(b)(2), as amended by Section 3 of Act 22 of 2015 and concerning the computation of capital gains and losses, is amended to read as follows:

(2) *If a taxpayer has a net capital gain, the following portion of the gain is exempt from state income tax:*

(A) *From January 1, 2015, through January 31, 2015, fifty percent (50%); ~~and~~*

(B) *Beginning ~~on and after~~ February 1, 2015, ~~forty percent~~ ~~(40%)~~ forty-five percent (45%); and*

(C) *Beginning on and after July 1, 2016, fifty percent (50%).*



SECTION 2. Arkansas Code § 26-51-815(b), as amended by Section 3 of Act 22 of 2015 and concerning the computation of capital gains and losses, is amended to add an additional subdivision to read as follows:

(3) The amount of net capital gain in excess of ten million dollars (\$10,000,000) from a gain realized on or after January 1, 2014, is exempt from the state income tax.

*/s/Shepherd*