

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding sections numbered 58.1-344.2 and 58.1-346.19,*
3 *relating to voluntary contributions of tax refunds.*

4 [H 748]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding sections numbered 58.1-344.2 and 58.1-346.19**
8 **as follows:**9 § 58.1-344.2. *Voluntary contributions; cost of administration.*

10 *For all voluntary contributions made on individual income tax returns for taxable years beginning on*
11 *or after January 1, 2003, the Department of Taxation may retain up to five percent of all voluntary*
12 *contributions made for the taxable year, but not to exceed \$50,000 for any taxable year, for its costs in*
13 *administering voluntary contributions. The amount otherwise payable to each organization for which a*
14 *voluntary contribution has been designated shall be reduced on a pro rata basis in accordance with the*
15 *amount of voluntary contributions designated to the specific organization in the previous taxable year as*
16 *compared to the total of all voluntary contributions designated to organizations in the previous taxable*
17 *year.*

18 § 58.1-346.19. *Voluntary contribution to Home Energy Assistance Fund.*

19 *A. For all taxable years beginning on or after January 1, 2003, any individual eligible to receive a*
20 *tax refund pursuant to § 58.1-309 may designate at the time of filing his return a specified dollar*
21 *amount of such refund, not less than one dollar, to the Home Energy Assistance Fund established*
22 *pursuant to § 63.1-338, such funds to be used to assist low-income Virginians in meeting seasonal*
23 *residential energy needs.*

24 *B. All moneys collected pursuant to subsection A, and through voluntary payments by taxpayers*
25 *designated on state income tax returns for deposit to the Home Energy Assistance Fund over refundable*
26 *amounts, shall be deposited into the state treasury.*

27 *C. The Tax Commissioner shall determine annually the total amount collected pursuant to subsection*
28 *A, and through voluntary payments by taxpayers designated on state income tax returns for deposit to*
29 *the Home Energy Assistance Fund over refundable amounts, and shall report the same to the State*
30 *Treasurer, who shall credit that amount to the Home Energy Assistance Fund.*

ENROLLED

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