

State	Legislation (effective date)(see note below)	Information and Guidance	Restrictions on Owners	Owner Treatment	Credit for Other State PTETs	PTE Tax Rate	Non-resident required to file if PTET elected and no other income from state?	Applicable years
AL	Acts 2021-1 (p 43) amended by Acts 2021-423	<a href="#">Electing Pass-Through Entities</a>	None. 2021 Ala. H.B. 170, §10(b)(1)	Refundable credit	Ala. Code § 40-18-21(a)(1)	5.00%	No. Ala. Code § 40-18-24.2(b)(2)	Tax Year 2021 - No end date
AR	<a href="#">HB 1209 (2021)</a>	<a href="#">Pass-Through Entity Tax</a>	None. A.C.A. § 26-65-102	Income exclusion. Owners can be held liable for unpaid PTET	S shareholders only? A.C.A. § 26-51-504	4.90% 2.45% on cap gains	No. A.R.S. § 26-65-103(b)(4)	Tax year 2022 - No end date
AZ	<a href="#">SB 1783 (2021)</a>	<a href="#">The Pass-Through Entity Tax Election</a>	All owner types allowed, but only individuals, trusts and estates are included in computation of tax. A.R.S. § 43-1014	Non-refundable credit with 5-year carryover	A.R.S. § 43-1071(G)	2.98%	Yes. A.R.S. § 43-301(B)	Tax year 2022 - No end date
CA	<a href="#">AB 150 (2021) amended by SB 113 and SB 851</a>	<a href="#">Pass-through entity (PTE) elective tax</a>	All owner types allowed, but only individuals, trusts and estates are included in computation of tax. Cal. Rev. & Tax. Code § 19902.	Non-refundable credit with 5-year carryover	CRTC § 18006	9.30%	Yes. Cal. Rev. & Tax. Code § 18507	Tax years 2021 - 2025, or if fed is repealed. (Cal. Rev. & Tax. Code § 19906)
CO	<a href="#">HB 1237 (2021)</a>	<a href="#">SALT Parity Act</a>	All owner types allowed, but unitary C corporations are excluded from computation of the tax. C.R.S. § 39-22-342	Refundable credit	PTE claims the credit. C.R.S. § 39-22-346	4.40%	No. C.R.S. § 39-22-601(1)(a)(IV)	Beg. Jan. 1, 2018 - For any year where limitation on the deduction applies (C.R.S. § 39-22-343(2))
CT	<a href="#">Ch. 228z (2018)</a>	<a href="#">Pass-Through Entity Tax Information</a>	None C.G.S. § 12-699	Refundable credit of 87.5% of PTET	C.G.S. § 12-699(g)(1)(B)	6.99%	No, if PTE credit satisfies liability. See Pass-through Entity Tax Information	Beg. Jan. 1, 2018 - No end date
GA	<a href="#">HB 149 (2021)</a>	<a href="#">HB 149 Pass Through Entity Tax FAQ</a>	None O.C.G.A. §48-7-23(b) as amended by HB 412 (2023)	Income exclusion to the extent PTET was paid	Taxed PTE income excludable. O.C.G.A. §48-7-27(d)	5.75%	No. Ga. Comp. R. & Regs. r. 560-7-3-.03(9)(d)	Tax year 2022 - No end date
HI	<a href="#">SB 1437 (2023)</a>	<a href="#">TIR No. 2023-03 (AMENDED)</a>	None. SB 1437 Section 2	Non-refundable credit with no carryover	See proposed § 235-51.5(f)	11.00%	No. HRS § 235-51.5(c) (Sec 2 of SB 1437)	Tax year 2023 - No end date
IA	<a href="#">HF 352 (2022)</a>	<a href="#">Pass-Through Entity Tax</a>	None. 422.16C(1)(b)	Refundable credit of 94% of PTET (PTET is deductible to owners.)	See Iowa Code § 422.8(b) as amended by Section 115 of HF2641 (2020)	8.53% for 2022 6.00% for 2023	No. Iowa Code § 422.16C(6)	Tax year 2022 - Applies only if the federal limitation applies (422.16C(2))
ID	<a href="#">HB 317 (2021)</a>	<a href="#">Pass-Through Entities</a>	None. Idaho Code § 63-3026B	Refundable credit	Idaho Code § 63-3029(3)	6.00%	No. Idaho Code § 63-3026B(5)	Tax year 2021 - No end date
IL	<a href="#">SB 2531 (2021)</a>  <a href="#">SB 2407</a>	<a href="#">Pass-through Entity Information</a>	None. 35 ILCS 5/201(p)	Refundable credit	35 ILCS 5/201(p)(7)	4.95%	No, if PTE credit satisfies liability. See Pass-through Entity Information, FAQ 27	Tax years ending on or after Dec. 31, 2021, and beginning before Jan. 1, 2026, or until the fed limitation no longer applies (i.e., if it is removed before 1/1/26) (35 ILCS 5/201(p)(1) and (p)(10))
IN	<a href="#">SEA 2</a>	<a href="#">PTET election form and guidance</a>	None. New IC 6-3-2.1-2(1)	Refundable credit	IC 6-3-3-3(d) as added by SEA 2 (2023)	3.23%	No. I.C. § 6-8.1-5-2(l) (mandatory composite covers filing requirement)	Tax year 2022 - No end date
KS	<a href="#">HB 2239 (2022)</a>	<a href="#">Small Business/Sub-S SALT Parity Act - FAQs</a>	All owner types allowed, but only individuals are included in the computation of the tax. 2021-2022R H.B. 2239 (Enrolled) Sec. 2(c)	Refundable credit	K.S.A. § 79-32,111(c)	5.70%	No.K.S.A. § 79-3220(a)(3)	Tax year 2022 - No end date (Kansas Notice 22-16)
KY	<a href="#">HB 360 (2022) and HB 5 PTET modifications</a>	<a href="#">New Pass-through Entity Tax Forms Available for Filing</a>	None. HB 5 Sec 9	Refundable credit	KRS 141.070(4) - KY election may be required.	4.50%	Yes. KRS 141.180	Tax year 2022 - No end date
LA	<a href="#">SB 223 (2019)</a>	<a href="#">Guidance on the Pass-Through Entity Election</a>	None, but only individuals are eligible to take the income exclusion. La. Rev. Stat. § 47:287.732.2	Income exclusion to the extent PTET was paid	La. Rev. Stat. § 47:33.A(7)	4.25%	Yes. No guidance	Tax year 2019 - No end date

State	Legislation (effective date)(see note below)	Information and Guidance	Restrictions on Owners	Owner Treatment	Credit for Other State PTETs	PTE Tax Rate	Non-resident required to file if PTET elected and no other income from state?	Applicable years
MA	<a href="#">HB 4009 (2021)</a>	<a href="#">Elective pass-through entity excise</a>	All owner types allowed, but only individuals, trusts and estates are included in computation of tax. Mass. G.L. c. 63D, § 1	Refundable credit of 90% of PTET	Directive 19-01	5.00%	Yes. Mass. G.L. c. 62C, § 6	Tax year 2021 - Only applicable for years the SALT deduction is in effect (Mass. G.L. c. 63D:3)
ME	<a href="#">LD 1891 only to study possible PTE tax</a>	None at this time						
MI	<a href="#">HB 5376 (2021)</a>	<a href="#">Flow-Through Entity Tax</a>	None. MCL 206.813; MCL 206.805	Refundable credit	Business income from outside the state is not taxed. MCL 206.115	4.25%	Yes. See FTE Tax Implementation Notice, II-E	Tax year 2021 - For any year where limitation on the deduction applies (MCL 206.847)
MD	<a href="#">SB 0523 (2020)</a>	<a href="#">FAQs on Maryland PTET</a>	None. Md. Code, Tax-Gen. § 10-102.1	Refundable credit	Md. Code, Tax-Gen. § 10-703(d)(2)	8.00%, unless has an entity member- then 8.25%	Yes. Md. Code, Tax-Gen. § 10-806	Tax year 2020 - No end date
MN	<a href="#">HF 9 (2021)</a>	<a href="#">Pass-Through Entity (PTE) Tax</a>	PTEs with other PTEs or corporations as owners cannot make the election. Minn. Stat. § 289A.08, Subd. 7a(a)(2)	Refundable credit	Minn. Stat. § 290.06, Subd. 22(g) and (h)	9.85%	No. Minn. Stat. § 289A.08, Subd. 7a (j)	Tax years beginning after Dec. 31, 2020 - Expires at the same time and on the same terms as section 164(b)(6)(B) (Minn. Stat. § 289.08 Subd 7a(l))
MO	<a href="#">HB 2400 (2022)</a>	<a href="#">Pass-Through Entity Tax FAQs</a>	None. Mo. Rev. Stat. § 143.436(2)(1)	Nonrefundable credit with unlimited carryover	Mo. Rev. Stat. § 143.436(9)	5.40%	No. RSMo Section 143.436.6	Tax years ending on or after Dec. 31, 2022 - No end date
MS	<a href="#">HB 1691 (2022)</a>	<a href="#">Updated Guidance on Pass-Through Entity Election</a>	None. 2022R Miss. H.B. 1691 Sec. 1; Notice 80-22-001	Refundable credit (as amended by Laws, 2023, ch. 440, HB 1668, § 1, eff. 1/1/2023)	Notice 80-22-001	5.00%	Yes. Miss. Code § 27-7-26(1)(c)	Calendar year 2022 - No end date
MT	<a href="#">SB 554</a>	<a href="#">Montana Pass-Through Entity Tax</a>  <a href="#">Pub. 4 - Pass-Through Entity Tax Guide</a>	None. SB 554, Section 1	Refundable credit. SB 554, Section 4	MCA § 15-30-2302	6.75% before 2024 5.9% after 2023	No. SB 554, Sec. 2(6)	Tax years beginning after De. 31, 2022 - No end date
NC	<a href="#">SB 105 (2021) (pp 594-599) enacted, and SB 174 modification bill enacted</a>	<a href="#">Important Notice Regarding North Carolina's Recently Enacted</a>	PTEs with C corp owners are ineligible to elect N.C.G.S. § 105-154.1(a) as amended by SB 174 (2023)	Income deduction if PTE complies with provisions	N.C. G.S 105-153.9(d), as amended by SB 174 (2023)	4.99%	No. See B6 of linked guidance	Tax year 2022 - No end date
NE	<a href="#">LB 754 (2023) (p 33 et seq.)</a>	<a href="#">Nebraska Pass-Through Entity Tax (PTET)</a>	None	Refundable credit Neb. Rev. Stat. § 77-2727(6)(g)	Neb. Rev. Stat. § 77-2730	6.84% before 2023 6.64% for 2023	No. Neb. Rev. Stat. § 77-2727(6)(e)	Tax year 2018 - No end date
NJ	<a href="#">SB 3246 (2019)</a>	<a href="#">Pass-Through Business Alternative Income Tax (PTE/BAIT)</a>	None. N.J.S. § 54A:12-2	Refundable credit	N.J.S. § 54A:4-1(f)	5.675% - 10.900%	Yes. See PTE/BAIT FAQs	Tax year 2020 - No end date
NM	<a href="#">HB 1002 (2020)</a>	<a href="#">Pass-Through Entity</a>	None, but income allocable to exempt orgs and unitary C corporations is excluded from the tax. HB 1002 (2020) Sec. 3. FAQs	PTE income is exempt, except for unitary corporate partners. Statute is silent on owner liability and conditions of exemption, but Department's FAQs indicate exemption does not apply if tax is not paid.	Business income from outside the state is not taxed. NMSA 1978 § 7-4-3	5.90%	No. HB 1002 Sec. 1	Tax year 2022 - No end date
NY	<a href="#">Article 24-A</a>	<a href="#">Pass-through entity tax (PTET)</a>	None, but only individual partners are included in the computation of the tax. N.Y. Tax Law § 860	Refundable credit	N.Y. Tax Law § 620(b)	6.85% - 10.90%	Yes. N.Y. Tax Law § 651(a)(3)	Tax year 2021 - no end date



State	Legislation (effective date)(see note below)	Information and Guidance	Restrictions on Owners	Owner Treatment	Credit for Other State PTETs	PTE Tax Rate	Non-resident required to file if PTET elected and no other income from state?	Applicable years
NYC	<a href="#">S 8009 (2022)</a>	<a href="#">New York City pass-through entity tax (NYC PTET)</a>	None, but only city residents are included in the computation of the tax. N.Y. Tax Law § 867	Refundable credit	Credit is taken against state tax	3.876%	Not applicable	Tax year 2022 - No end date
OH	<a href="#">SB 246 (2022)</a> <a href="#">PTET OSTC modifications enacted in HB 33 (2023, elective for 2022)</a>	<a href="#">Electing Pass-Through Entity: IT 4738</a>	None, but note that C corporation owners will not be entitled to the PTET credit. O. R.C. 5747.38	Refundable credit	For 2023, elective for 2022 HB 200 - R.C. 5747.01(A)(36), (41), and (S), 5747.05, 5747.11, and 5747.13; and also Section 803.310 - allows the credit	5.00% (3.00% in 2023 and later)	No. O.R.C. 5747.08(L)	Tax year 2022 - No end date
OK	<a href="#">HB 2665 (2019)</a>	<a href="#">PASS-THROUGH ENTITY TAX EQUITY ACT</a>	None. 68 O.S. § 2355.1P-4(F)	Income subtraction to the extent PTET paid	Business income from outside the state is not taxed. 68 O.S. § 2358(A)(5)	5.00%	No. 68 O.S. § 2355.1P-4(E)	Tax year 2019 - No end date
OR	<a href="#">SB 727 (2021)</a>	<a href="#">Pass-Through Entity Elective (PTE-E) Tax</a>	All owners must be individuals or pass-through entities that are owned entirely by individuals. SB 727 (2001) Sec. 3(1); FAQ #4	Refundable credit	ORS 316.082(1)	9.90% 9.00% under \$250K	Yes. ORS 316.362(1)(b)	Applies to tax years beginning on or after Jan. 1, 2022 and before Jan. 1, 2026 and to which federal limitation is not applicable. See SB 2083 (2023)
PA	<a href="#">PROPOSED SB 659</a>  <a href="#">PROPOSED HB 1584</a>	None at this time	None.	Refundable credit	Current law (72 PS 7314) allows a credit for taxes paid by an S corporation, but not a partnership. SB 660 would amend this section to add partnerships.	3.07%	Yes. No guidance	No end date  No end date
RI	<a href="#">Gen. Laws § 44-11-2.3</a>	<a href="#">Pass-through Entities</a>	None. Rhode Island G.L.1956 § 44-11-2.3	Credit (no indication of refundable or carryover)	R.I. Gen. Laws § 44-11-2.3(e)	5.99%	Yes. R.I. Gen. Laws § 44-30-51(a)(3).	Tax year 2019 - No end date
SC	<a href="#">SB 627 (2021)</a>	<a href="#">SC REVENUE RULING #21-15 Active Trade or Business Income – Annual Election by Pass-Through</a>	A PTE will not be eligible to make the election if it has a C corporation, S corporation, or other “non-qualified owner” in its ownership structure. A PTE is a “qualified entity” if it has an individual, trust (not subject to corporate tax), or partnership (with only “qualified owners”) in its ownership structure tax. S.C. Code § 12-6-545(G)(1) FAQ #6	Income exclusion to the extent PTET paid	Business income from outside the state is not taxed. S.C. Code § 12-6-2210	3.00%	Yes. S.C. Code § 12-6-4910(1)(d)	Tax year 2020 - No end date
UT	<a href="#">HB 444 (2022)</a>	<a href="#">FAQs – 2022 House Bill 444 – Federal State and Local Tax Deduction Workaround</a>	None. Utah Code § 59-10-1402; FAQs	Nonrefundable credit with 5-year carryover	See FAQs	4.85%	Yes. Utah Code § 59-10-502(2)	Tax years beginning on or after Jan. 1, 2022, but before Dec. 31, 2025. (Utah Code § 59-10-1403.2)(2)
VA	<a href="#">HB 1121 (2022)</a>	<a href="#">Elective Pass-Through Entity Tax Guidelines</a>	All owner types allowed, but tax is computed on only the income of natural persons, estates or trusts. Va. Code § 58.1-390.1	Refundable credit	Code of Virginia § 58.1-332(C)	5.75%	Yes. Code of Virginia § 58.1-341(A)(2)	Tax years beginning on or after Jan. 1, 2021, but before Jan. 1, 2026 (Va. Code § 58.1-390.3(A)(1))
VT	<a href="#">PROPOSED S. 45 (but adjourned without enacting)</a>	None at this time	Limited to PTEs with only natural persons as owners. Prop. § 5921b(a)(2)	Refundable credit of 90% of PTE Prop. § 5921c	See proposed amendments to 32 V.S.A. § 5825(c)	2nd highest marginal rate, 7.6%	No. Proposed § 5921b(f)	Until later of Dec. 31, 2025 or date federal limitation is repealed or otherwise abrogated Effective retroactively on January 1, 2023, and shall

State	Legislation (effective date)(see note below)	Information and Guidance	Restrictions on Owners	Owner Treatment	Credit for Other State PTETs	PTE Tax Rate	Non-resident required to file if PTET elected and no other income from state?	Applicable years
	<a href="#">PROPOSED H. 61 (but adjourned without enacting)</a>							apply to tax years beginning on and after January 1, 2023
WI	<a href="#">71.21 Partnerships and LLCs</a> <a href="#">71.365(4m) S Corporations</a>	<a href="#">Pass-Through Entity-Level Tax: Partnerships</a> <a href="#">Pass-Through Entity-Level Tax: Tax-Option (S) Corporation</a>	None. Wis. Stat. § 71.21(6)(a).	Income exclusion. Owners liable if PTE does not pay tax	Wis. Stat. § 71.07(7)(b)(2) and (3)	7.90%	No. See Partnership Partner Reporting Q9 and Wis. Stat. § 71.03(2)(a)2, § 71.21(6)(b), and § 71.365(4m)(b)	Tax year 2019 - No end date
WV	<a href="#">SB 151 (2022)</a>	<a href="#">Elective Pass-Through Entity Tax</a>	None. W. Va. Code §11-21-3a	Refundable credit (all bills).	W. Va. Code § 11-21-20	6.5% for 2022 5.12% for 2023	No. See FAQs at link	Tax year 2022 - No end date