

**ASSEMBLY, No. 5818**

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**STATE OF NEW JERSEY**

**218th LEGISLATURE**

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INTRODUCED NOVEMBER 7, 2019

**Sponsored by:**

**Assemblyman ANTHONY S. VERRELLI**

**District 15 (Hunterdon and Mercer)**

**Assemblyman BENJIE E. WIMBERLY**

**District 35 (Bergen and Passaic)**

**Assemblyman RONALD S. DANCER**

**District 12 (Burlington, Middlesex, Monmouth and Ocean)**

**Co-Sponsored by:**

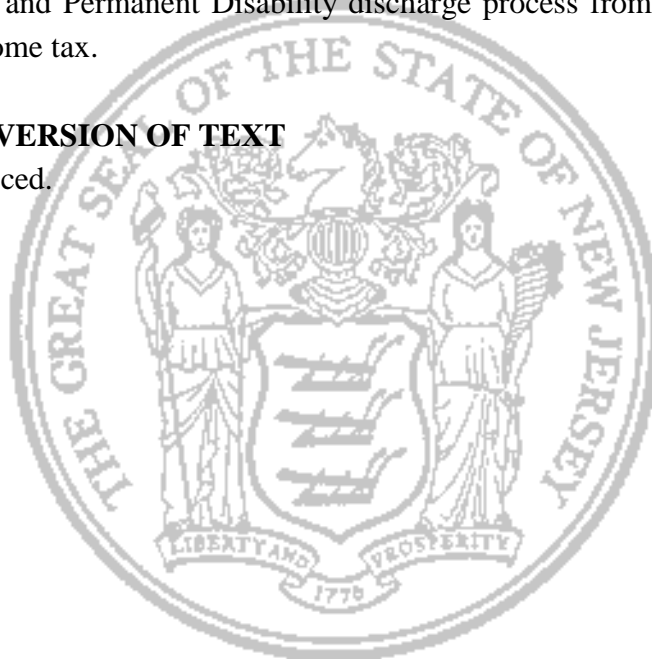
**Assemblywoman Gove, Assemblymen Rumpf, Caputo, Benson, Conaway, Mejia, Assemblywoman Jimenez, Assemblymen Wirths, Space, Armato, Assemblywomen Mosquera, Reynolds-Jackson and Assemblyman Houghtaling**

**SYNOPSIS**

Exempts discharge of student loan debt of certain veterans through the federal Total and Permanent Disability discharge process from taxation under the gross income tax.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT concerning the gross income tax treatment of certain  
2 discharged student loan indebtedness of disabled veterans and  
3 supplementing chapter 6 of Title 54A of the New Jersey Statutes.  
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
6 *of New Jersey:*  
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8 1. Gross income shall not include amounts discharged through  
9 the Total and Permanent Disability discharge process of the United  
10 States Department of Education for student loan indebtedness of a  
11 taxpayer who is a totally and permanently disabled veteran. As  
12 used herein, “totally and permanently disabled veteran” means an  
13 individual who has been determined by the United States  
14 Department of Veterans Affairs to have a service-connected  
15 disability that is 100 percent disabling or to be totally disabled  
16 based on an individual unemployability rating.  
17

18 2. This act shall take effect immediately.  
19  
20

21 STATEMENT  
22

23 This bill codifies the current New Jersey gross income tax  
24 treatment of a specific type of cancellation of debt. Under current  
25 law, discharge of indebtedness is not subject to New Jersey gross  
26 income tax and is not reportable by the taxpayer.

27 This bill would codify that treatment as it applies specifically to  
28 certain federal student loan indebtedness of a disabled veteran who  
29 has had that debt discharged through the Total and Permanent  
30 Disability discharge program of the U.S. Department of Education.  
31 Cancellation of debt, including amounts discharged through the  
32 federal Total and Permanent Disability discharge program, is not  
33 currently subject to New Jersey gross income tax.

34 Total and Permanent Disability discharge relieves individuals  
35 who can demonstrate that they are totally and permanently disabled  
36 from having to repay certain federal student loans or comply with  
37 certain teaching obligations associated with certain federal grants.