

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 938

Short Title: Tax Credit for Organ Donation. (Public)

Sponsors: Senators Pittenger; Apodaca, Berger of Rockingham, Blake, Brock, East, Hunt, and Tillman.

Referred to: Finance.

March 24, 2005

A BILL TO BE ENTITLED

AN ACT TO ALLOW AN INCOME TAX CREDIT FOR ORGAN DONORS.

The General Assembly of North Carolina enacts:

SECTION 1. Part 2 of Article 4 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"§ 105-151.29. Credit for organ donation.

(a) Credit. – A taxpayer who donates an organ or part of an organ for transplant to another individual is allowed a credit against the tax imposed by this Part. The amount of the credit is one thousand dollars (\$1,000) per organ or partial organ donated.

(b) Limitations. – A nonresident or part-year resident who claims the credit allowed by this section shall reduce the amount of the credit by multiplying it by the fraction calculated under G.S. 105-134.5(b) or (c), as appropriate. The credit allowed under this section may not exceed the amount of tax imposed by this Part for the taxable year reduced by the sum of all credits allowed, except payment of tax made by or on behalf of the taxpayer."

SECTION 2. G.S. 105-160.3(b) is amended by adding a new subdivision to read:

"(b) The following credits are not allowed to an estate or trust:

...

(8) G.S. 105-151.29. Credit for organ donation."

SECTION 3. This act is effective for taxable years beginning on or after January 1, 2005.