

# Senate Study Bill 1176

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON WAYS AND  
MEANS BILL BY CO=CHAIRPERSONS  
BOLKCOM and ZIEMAN)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act providing a deduction in computing the individual income  
2 tax for certain unreimbursed expenses relating to a human  
3 organ transplant and including a retroactive applicability  
4 date.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 2427SC 81  
7 mg/pj/5

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1 1 Section 1. Section 422.7, Code 2005, is amended by adding  
1 2 the following new subsection:  
1 3 NEW SUBSECTION. 44. a. If the taxpayer, while living,  
1 4 donates one or more of the taxpayer's human organs to another  
1 5 human being for immediate human organ transplantation during  
1 6 the tax year, subtract, to the extent not otherwise excluded,  
1 7 the following unreimbursed expenses incurred by the taxpayer  
1 8 and related to the taxpayer's organ donation:  
1 9 (1) Travel expenses.  
1 10 (2) Lodging expenses.  
1 11 (3) Lost wages.  
1 12 b. The maximum amount that may be deducted under paragraph  
1 13 "a" is ten thousand dollars. A taxpayer shall only take the  
1 14 deduction under this subsection once. If a deduction is taken  
1 15 under this subsection, the amount of expenses shall not be  
1 16 considered medical care expenses under section 213 of the  
1 17 Internal Revenue Code for state tax purposes.  
1 18 c. For purposes of this subsection, "human organ" means  
1 19 all or part of a liver, pancreas, kidney, intestine, lung, or  
1 20 bone marrow.  
1 21 Sec. 2. RETROACTIVE APPLICABILITY DATE. This Act applies  
1 22 retroactively to January 1, 2005, for tax years beginning on  
1 23 or after that date.

### EXPLANATION

1 24  
1 25 This bill allows a deduction in computing individual income  
1 26 tax of up to \$10,000 for unreimbursed expenses incurred by a  
1 27 taxpayer in donating, while alive, all or part of the  
1 28 taxpayer's liver, pancreas, kidney, intestine, lung, or bone  
1 29 marrow. The organ donation must be for immediate use in an  
1 30 organ transplant operation.  
1 31 The bill applies retroactively to January 1, 2005, for tax  
1 32 years beginning on or after that date.  
1 33 LSB 2427SC 81  
1 34 mg:nh/pj/5