

JAN 19 2007

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# A BILL FOR AN ACT

RELATING TO HEALTH.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Chapter 235, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§235- Organ donation; tax deduction. (a) There  
5 shall be allowed as a deduction from adjusted gross income the  
6 amount, not to exceed \$10,000, for amounts paid or accrued  
7 thereon, during the taxable year the organ donation occurred, by  
8 an individual taxpayer for expenditures incurred related to  
9 donating organs.

10 (b) To qualify for the deduction, the organ donor must be  
11 living, a full-time resident of the state, and have donated one  
12 or more of the donor's organs to another human being for organ  
13 transplantation.

14 (c) The deduction claimed under this section shall be  
15 claimed during the taxable year in which the organ  
16 transplantation occurs.



1        (d) An individual may claim the deduction under this  
2 section once and may be claimed for only the following  
3 unreimbursed expenses incurred by the claimant and related to  
4 the claimant's organ donation:

- 5        (1) Travel expenses;
- 6        (2) Lodging expenses; and
- 7        (3) Lost wages.

8        (e) The director of taxation shall prepare forms as may be  
9 necessary to claim a tax deduction under this section, may  
10 require proof of the claim for the tax deduction, and may adopt  
11 rules pursuant to chapter 91.

12        (f) For the purposes of this section, "organ" means all or  
13 part of a liver, pancreas, kidney, intestine, lung, or bone  
14 marrow."

15        SECTION 2. New statutory material is underscored.

16        SECTION 3. This Act shall take effect upon its approval  
17 and shall apply to taxable years beginning after December 31,  
18 2006.

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INTRODUCED BY:

David Y. Lye



**Report Title:**

Organ Donation; Tax Deduction

**Description:**

Provides a tax deduction for individuals who donate organs.

