

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1074 Session of 2015

INTRODUCED BY GALLOWAY, MILLARD, COHEN, FARINA, GERGELY, ROZZI, BROWNLEE, KINSEY, DAVIS, BAKER, O'BRIEN, SIMMONS, THOMAS, BOYLE, GODSHALL, SANTARSIERO, BOBACK, DeLUCA, DEASY, GOODMAN, WATSON, D. COSTA, GILLEN, McCARTER AND GIBBONS, APRIL 27, 2015

REFERRED TO COMMITTEE ON FINANCE, APRIL 27, 2015

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An  
 2 act relating to tax reform and State taxation by codifying  
 3 and enumerating certain subjects of taxation and imposing  
 4 taxes thereon; providing procedures for the payment,  
 5 collection, administration and enforcement thereof; providing  
 6 for tax credits in certain cases; conferring powers and  
 7 imposing duties upon the Department of Revenue, certain  
 8 employers, fiduciaries, individuals, persons, corporations  
 9 and other entities; prescribing crimes, offenses and  
 10 penalties," in personal income tax, further providing for  
 11 classes of income.

12 The General Assembly of the Commonwealth of Pennsylvania  
 13 hereby enacts as follows:

14 Section 1. Section 303 of the act of March 4, 1971 (P.L.6,  
 15 No.2), known as the Tax Reform Code of 1971, is amended by  
 16 adding a subsection to read:

17 Section 303. Classes of Income.--\* \* \*

18 (a.9) The following shall apply:

19 (1) When calculating taxable income on the annual personal  
 20 income tax return, a taxpayer may deduct an amount not to exceed  
 21 ten thousand dollars (\$10,000) if, while living, the taxpayer or

1 the taxpayer's dependent donates one or more of his or her human  
2 organs to another human being for human organ transplantation  
3 and incurs any of the following unreimbursed expenses which are  
4 related to the organ donation:

5 (i) Travel expenses.

6 (ii) Lodging expenses.

7 (iii) Lost wages.

8 (iv) Medical expenses.

9 (2) Subject to the restriction under paragraph (1), the  
10 taxpayer may only deduct an amount equal to the unreimbursed  
11 expenses incurred by the taxpayer under paragraph (1). The  
12 deduction may not result in taxable income being less than zero.

13 (3) A deduction under this subsection may only be claimed in  
14 the taxable year in which the human organ transplantation  
15 occurred. A taxpayer may claim the deduction under this  
16 subsection only one time during the taxpayer's lifetime.

17 (4) As used in this subsection, the term "human organ" means  
18 all or part of a liver, pancreas, kidney, intestine, lung or  
19 bone marrow.

20 \* \* \*

21 Section 2. The addition of section 303(a.9) of the act shall  
22 apply to tax years beginning after December 31, 2015.

23 Section 3. This act shall take effect immediately.