

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: H3/6/09
A Bill

HOUSE BILL 1254

5 By: Representative Woods
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8 **For An Act To Be Entitled**

9 AN ACT TO AMEND THE GIFT OF LIFE ACT; TO PROVIDE
10 A TAX CREDIT FOR DONATIONS TO THE ARKANSAS
11 NEWBORN UMBILICAL CORD BLOOD BANK; AND FOR OTHER
12 PURPOSES.
13

14 **Subtitle**

15 AN ACT TO AMEND THE GIFT OF LIFE ACT AND
16 TO PROVIDE A TAX CREDIT FOR DONATIONS TO
17 THE ARKANSAS NEWBORN UMBILICAL CORD
18 BLOOD BANK.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 26-51-2102 is amended to read as follows:
24 26-51-2102. Legislative findings and intent.

25 (a) The General Assembly finds that:

26 (1) ~~organ~~ Organ donation is a courageous, admirable, and vital
27 demonstration of one's commitment to the value of human life and, in many
28 instances, is necessary for the preservation of life itself; and

29 (2) More than one hundred million (100,000,000) Americans and
30 two billion (2,000,000,000) other humans worldwide suffer from diseases that
31 may eventually be treated more effectively or even cured with umbilical cord
32 blood cells collected from postnatal tissue and fluid.

33 (b) It is the public policy of this state to encourage:

34 (1) Organ donation; and

35 (2) The donation, collection, and storage of umbilical cord
36 blood cells collected from postnatal tissue and fluid and to make the



1 umbilical cord blood cells available for both scientific research and medical
2 treatment.

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4 SECTION 2. Arkansas Code Title 26, Chapter 51, Subchapter 21 is
5 amended to add an additional section to read as follows:

6 26-51-2104. Income tax credit for donation of human organs and
7 postnatal tissue and fluid.

8 (a) As used in this section, "postnatal tissue and fluid" means the
9 placenta, umbilical cord, and amniotic fluid expelled or extracted in
10 connection with the live birth of a human being.

11 (b)(1) There is allowed a credit of one hundred dollars (\$100) against
12 the tax imposed by the Income Tax Act of 1929 , § 26-51-101 et seq., for a
13 taxpayer that donates postnatal tissue and fluid for use in scientific
14 research or medical treatment.

15 (2) To qualify for the credit in subdivision (b)(2) of this
16 subsection:

17 (A) The taxpayer shall donate postnatal tissue and fluid
18 to the Newborn Umbilical Cord Blood Bank, established under the Newborn
19 Umbilical Cord Blood Initiative Act, § 20-8-501 et. seq.; and

20 (B) The Newborn Umbilical Cord Blood Bank shall:

21 (i) Process and store some or all of the donated
22 postnatal tissue and fluid; and

23 (ii) Provide to the taxpayer a written certification
24 stating that the donated postnatal tissue and fluid were accepted, processed,
25 and stored by the Newborn Umbilical Cord Blood Bank.

26 (3) A credit under this subsection may only be claimed in the
27 taxable year in which the postnatal tissue and fluid donation occurs.

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29 SECTION 3. Effective Date. This act is effective for tax years
30 beginning on or after January 1, 2009.

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32 /s/ Woods
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