

DEPARTMENT OF FINANCE

OFFICE OF THE SECRETARY

Statutory Authority: 29 Delaware Code, Chapter 83 (29 Del.C. ch. 83)

GENERAL NOTICE

NOTICE

GENERAL NOTICE REGARDING IMPLEMENTATION OF THE PERSONAL INCOME TAX RELEASE OF THE INTEGRATED REVENUE ADMINISTRATION SYSTEM AND ORGAN AND BONE MARROW TRANSPLANTATION PERSONAL TAX CREDIT

BACKGROUND

Senate Substitute 1 for Senate Bill 301, of the 151st Session of the General Assembly, was enacted on October 3, 2022 and codified at 83 Del. Laws, c. 440 (the "Act"). The provisions set forth in §§ 20E-101, 20E-102, and 20E-103 of Section 1 of the Act authorized a credit for resident individuals of Delaware against the tax imposed by Chapter 11 of Title 30 of the Delaware Code for expenses associated with human organ or bone marrow donation ("Organ and Bone Marrow Transplantation Personal Tax Credit"). The effective date for an Organ and Bone Marrow Transplantation Personal Tax Credit is contingent up-on fulfillment of the contingency set forth in Section 2 of the Act.

With respect to the provisions set forth in §§ 20E-101, 20E-102, and 20E-103 of Section 1 of the Act, Section 2 of the Act requires the Secretary of Finance to notify the Registrar of Regulations when the Division of Revenue has implemented the personal income tax release of the Integrated Revenue Administration System (the "Implementation Notice"). This paragraph of Section 2 of the Act also provides that, in the absence of notice of an earlier effective date set forth in the Implementation Notice, the provisions set forth in §§ 20E-101, 20E-102, and 20E-103 of Section 1 of this Act take effect on January 1 following the calendar year of publication of the Implementation Notice.

PURPOSE

Pursuant to Section 2 of the Act, this communication constitutes notice to the Registrar of Regulations that the Division of Revenue has implemented the personal income tax release of the Integrated Revenue Administration System and that the provisions set forth in §§ 20E-101, 20E-102, and 20E-103 of Section 1 of the Act take effect on January 1, 2023.

26 DE Reg. 494 (12/01/22) (Gen. Notice)