

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

S

1

SENATE BILL 643

Short Title: Tax Refund Donation for Prostate Cancer.

(Public)

Sponsors: Senators Hoyle; and Atwater.

Referred to: Finance.

March 17, 2005

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE INCOME TAX REFUNDS  
3 FOR PROSTATE CANCER RESEARCH.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Article 9 of Chapter 105 of the General Statutes is amended by  
6 adding a new section to read:

7 "**§ 105-269.7. Contribution of income tax refund for prostate cancer research.**

8 Any taxpayer entitled to a refund of income taxes under Part 2 of Article 4 of this  
9 Chapter may elect to contribute all or part of the refund to the Prostate Cancer Research  
10 Fund established under G.S. 130A-216. The Secretary shall provide appropriate  
11 language and space on the income tax form in which to make the election. The  
12 Secretary shall include in the income tax instructions an explanation that the  
13 contributions will be used for prostate cancer research only. The taxpayer's election  
14 becomes irrevocable upon filing the taxpayer's income tax return for the taxable year.  
15 The Secretary shall transmit the contributions made pursuant to this section to the State  
16 Treasurer for credit to the Prostate Cancer Research Fund."

17 SECTION 2. Part 1 of Article 7 of Chapter 130A is amended by adding a  
18 new section to read:

19 "**§ 130A-216. Prostate Cancer Research Fund established.**

20 (a) Fund. – The Prostate Cancer Research Fund is established as a special  
21 revenue fund under the State Treasurer. Revenue is credited to the Fund from donations  
22 of income tax refunds under G.S. 105-269.7 and from other donations. Revenues in the  
23 Fund may be used only for grants to support prostate cancer research as provided in this  
24 section.

25 (b) Committee. – The Prostate Cancer Research Fund Committee shall  
26 administer the Prostate Cancer Research Fund. The Committee is composed of three  
27 members appointed by the Governor, four members appointed by the General Assembly  
28 upon the recommendation of the President Pro Tempore of the Senate, and four  
29 members appointed by the General Assembly upon the recommendation of the Speaker

1 of the House of Representatives. Membership terms on the Committee are two years.  
2 Members on the Committee shall serve without compensation.

3 (c) Grants. – The Prostate Cancer Research Fund Committee shall receive  
4 applications for grants to support prostate cancer research. The Committee shall  
5 evaluate grant applications and shall award grants based on available resources in the  
6 Fund and the Committee's evaluation of the worthiness of grant applications. The  
7 Prostate Cancer Research Fund Committee shall direct the State Treasurer to make  
8 disbursements from the Fund for grants that it awards."

9 **SECTION 3.** This act is effective for taxable years beginning on or after  
10 January 1, 2005.