



SPONSOR: Rep. Miro ;
Reps. Spence, Buckworth, Carey, Cathcart,
Caulk, DiPinto, Ewing, Quillen, Valihura,
Wagner, Brady, Price; Sens. Cook, Connor,
Sorenson, Winslow

HOUSE OF REPRESENTATIVES

141st GENERAL ASSEMBLY

HOUSE BILL NO. 97

AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO CREATING A PERSONAL INCOME TAX
CREDIT FOR LONG-TERM CARE INSURANCE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend Chapter 11, Title 30, Delaware Code by adding a new section to read as follows:

2 "§ 1117. Long-Term Care Insurance Credit.

3 (a) A resident individual shall be entitled to a credit against that individual's tax otherwise due under
4 this chapter in an amount equal to 25% of premiums paid during the tax year for long-term care
5 insurance premiums to the extent such amount is not deducted determining federal taxable income.
6 The individual may claim a credit for only one policy for each qualified beneficiary. A maximum
7 credit of \$100.00 applies to each qualified beneficiary. The maximum total credit allowed per tax
8 year is \$200.00 for married couples filing joint returns and \$100.00 for all other filers.

9 (b) Definitions.

10 For purposes of this section, the following terms have the following meanings:

11 (1) 'Long-term care insurance' means a policy that qualifies for a deduction under Section 213 of
12 the Internal Revenue Code, disregarding the 7.5 percent test.

13 (2) 'Qualified beneficiary' means the individual or their spouse.

SYNOPSIS

This Bill creates a personal income tax credit for long-term care insurance. This will encourage individuals to obtain such insurance and protect themselves, their families and ultimately the State from the risk of the expense of long-term care.