

117TH CONGRESS  
1ST SESSION

# S. 1239

To amend the Internal Revenue Code of 1986 to provide an exclusion from gross income for certain waste water management subsidies.

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IN THE SENATE OF THE UNITED STATES

APRIL 20, 2021

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend the Internal Revenue Code of 1986 to provide an exclusion from gross income for certain waste water management subsidies.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. MODIFICATIONS TO INCOME EXCLUSION FOR**  
4 **CERTAIN WASTE WATER MANAGEMENT SUB-**  
5 **SIDIES.**

6 (a) IN GENERAL.—Section 136(a) of the Internal  
7 Revenue Code of 1986 is amended—

8 (1) by striking “any subsidy provided” and in-  
9 serting “any subsidy—

10 “(1) provided”,

1           (2) by striking the period at the end and insert-  
2           ing “, or”, and

3           (3) by adding at the end the following new  
4           paragraph:

5           “(2) provided (directly or indirectly) by a State  
6           or local government to a resident of such State or  
7           locality for the purchase or installation of any waste-  
8           water management measure, but only if such meas-  
9           ure is with respect to the taxpayer’s principal resi-  
10          dence.”.

11          (b) DEFINITION OF WASTE WATER MANAGEMENT  
12          MEASURE.—Section 136(c) of such Code is amended—

13           (1) by striking “ENERGY CONSERVATION  
14           MEASURE” in the heading thereof and inserting  
15           “DEFINITIONS”,

16           (2) by striking “IN GENERAL” in the heading of  
17           paragraph (1) and inserting “ENERGY CONSERVA-  
18           TION MEASURE”, and

19           (3) by redesignating paragraph (2) as para-  
20           graph (3) and by inserting after paragraph (1) the  
21           following:

22           “(2) WASTEWATER MANAGEMENT MEASURE.—  
23           For purposes of this section, the term ‘wastewater  
24           management measure’ means any installation or  
25           modification of property primarily designed to man-

1 age wastewater (including septic tanks and cess-  
2 pools) with respect to one or more dwelling units.”.

3 (c) CLERICAL AMENDMENTS.—

4 (1) The heading for section 136 of such Code  
5 is amended—

6 (A) by inserting “**AND WASTE WATER**”  
7 after “**ENERGY**”, and

8 (B) by striking “**PROVIDED BY PUBLIC**  
9 **UTILITIES**”.

10 (2) The item relating to section 136 in the table  
11 of sections of part III of subchapter B of chapter 1  
12 of such Code is amended—

13 (A) by inserting “and waste water” after  
14 “energy”, and

15 (B) by striking “provided by public utili-  
16 ties”.

17 (d) EFFECTIVE DATE.—The amendments made by  
18 this section shall apply to amounts received after Decem-  
19 ber 31, 2018.

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