

119TH CONGRESS
1ST SESSION

H. R. 3166

To amend the Internal Revenue Code of 1986 to allow a credit against tax for expenses relating to the diversion of wasted food, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2025

Ms. STRICKLAND (for herself and Mr. NEWHOUSE) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to allow a credit against tax for expenses relating to the diversion of wasted food, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Local Food Recycling
5 and Regenerative Opportunities Act”.

6 **SEC. 2. TAX CREDIT FOR DIVERSION OF WASTED FOOD.**

7 (a) IN GENERAL.—Subpart A of part IV of sub-
8 chapter A of chapter 1 of the Internal Revenue Code of

1 1986 is amended by inserting after section 25E the fol-
 2 lowing new section:

3 **“SEC. 25F. CREDIT FOR DIVERSION OF WASTED FOOD.**

4 “(a) ALLOWANCE OF CREDIT.—In the case of an in-
 5 dividual, there shall be allowed as a credit against the tax
 6 imposed by this chapter for the taxable year an amount
 7 equal to 30 percent of the sum of—

8 “(1) the amount paid or incurred by the tax-
 9 payer for any qualified residential food recycling ap-
 10 pliance placed in service during such taxable year,
 11 and

12 “(2) the amount paid or incurred by the tax-
 13 payer during such taxable year for qualified residen-
 14 tial organic waste services.

15 “(b) LIMITATIONS.—

16 “(1) QUALIFIED RESIDENTIAL FOOD RECY-
 17 CLING APPLIANCES.—The credit allowed under this
 18 section by reason of subsection (a)(1) with respect to
 19 any taxpayer for any taxable year shall not exceed,
 20 with respect to any qualified residential food recy-
 21 cling appliance, \$300.

22 “(2) QUALIFIED RESIDENTIAL ORGANIC WASTE
 23 SERVICES.—The credit allowed under this section by
 24 reason of subsection (a)(2) with respect to any tax-
 25 payer for any taxable year shall not exceed, in the

1 aggregate with respect to all qualified residential or-
2 ganic waste services, \$120.

3 “(c) DENIAL OF DOUBLE BENEFIT.—In the case of
4 any qualified residential food recycling appliance expenses,
5 or any qualified residential organic waste service expenses,
6 with respect to which credit is allowed under subsection
7 (a)—

8 “(1) no deduction or credit shall be allowed for,
9 or by reason of, any such expense to the extent of
10 the amount of such credit, and

11 “(2) the basis of any property shall be reduced
12 by the amount of such credit to the extent that such
13 expenses were taken into account in determining
14 such basis.

15 “(d) DEFINITIONS.—For purposes of this section—

16 “(1) QUALIFIED RESIDENTIAL FOOD RECY-
17 CLING APPLIANCE.—The term ‘qualified residential
18 food recycling appliance’ means any electric appli-
19 ance that—

20 “(A) is originally placed in service by the
21 taxpayer in a dwelling unit located in the
22 United States and used as the taxpayer’s prin-
23 cipal residence (within the meaning of section
24 121),

1 “(B) facilitates the source separation from
2 the trash of food waste, including inedible and
3 uneaten food, generated in such dwelling unit,
4 and

5 “(C) pre-processes such waste through de-
6 hydration and size-reduction for purposes of di-
7 verting such waste from landfills.

8 “(2) QUALIFIED RESIDENTIAL ORGANIC WASTE
9 SERVICE.—The term ‘qualified residential organic
10 waste service’ means any service to collect locally
11 generated organic waste, including food waste that is
12 pre-processed by a qualified residential food recy-
13 cling appliance, from a dwelling unit located in the
14 United States and used as the taxpayer’s principal
15 residence (within the meaning of section 121) for
16 purposes of local management and diversion from
17 landfills.

18 “(e) TERMINATION.—No credit shall be allowed
19 under this section with respect to any qualified residential
20 food recycling appliance placed in service, or any qualified
21 residential organic waste service acquired, after December
22 31, 2031.”.

23 (b) CLERICAL AMENDMENT.—The table of sections
24 for subpart A of part IV of subchapter A of chapter 1

1 of such Code is amended by inserting after the item relat-
2 ing to section 25E the following new item:

“Sec. 25F. Credit for diversion of wasted food.”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 this section shall apply to taxable years beginning after
5 December 31, 2025.

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