

106TH CONGRESS
1ST SESSION

H. R. 1404

To amend title 11 of the United States Code to include the earned income credit in property that the debtor may elect to exempt from the estate.

IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 1999

Mr. BROWN of Ohio introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 11 of the United States Code to include the earned income credit in property that the debtor may elect to exempt from the estate.

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. AMENDMENTS.**

4 Section 522(d)(10) of title 11, United States Code,
5 is amended—

6 (1) in subparagraph (E) by striking the period
7 at the end and inserting “; or”, and

8 (2) by adding at the end the following:

9 “(F)(i) any refund of tax imposed by sub-
10 title A of the Internal Revenue Code of 1986

1 for any taxable year to the extent that the
2 amount of the refund does not exceed the credit
3 allowed by section 32 of such Code for such
4 year, and

5 “(ii) any advance payment of such credit
6 under section 3507 of such Code.”.

7 **SEC. 2. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

8 (a) **EFFECTIVE DATE.**—Except as provided in sub-
9 section (b), this Act and the amendments made by section
10 1 shall take effect on the date of the enactment of this
11 Act.

12 (b) **APPLICATION OF AMENDMENTS.**—The amend-
13 ments made by this Act shall apply only with respect to
14 cases commenced under title 11 of the United States Code
15 on or after the date of the enactment of this Act.

○