

106TH CONGRESS
1ST SESSION

H. R. 2894

To amend the Internal Revenue Code of 1986 to provide a shorter recovery period for the depreciation of certain restaurant buildings.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 1999

Mr. FOLEY 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 provide a shorter recovery period for the depreciation of certain restaurant buildings.

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. RECOVERY PERIOD FOR DEPRECIATION OF**
4 **RESTAURANT BUILDINGS.**

5 (a) 15-YEAR RECOVERY PERIOD.—Subparagraph
6 (E) of section 168(e)(3) of the Internal Revenue Code of
7 1986 (relating to 15-year property) is amended by striking
8 “and” at the end of clause (ii), by striking the period at
9 the end of clause (iii) and inserting “, and”, and by adding
10 at the end the following new clause:

1 “(iv) any section 1250 property which
 2 is a retail restaurant facility for an im-
 3 provement thereto.”

4 (b) RETAIL RESTAURANT FACILITY.—Subsection (e)
 5 of section 168 of such Code is amended by adding at the
 6 end the following new paragraph:

7 “(6) RETAIL RESTAURANT FACILITY.—The
 8 term ‘retail restaurant facility’ means any building
 9 if—

10 “(A) more than 50 percent of the build-
 11 ing’s square footage is devoted to preparation
 12 of, and seating for on-premises consumption of,
 13 prepared meals, and

14 “(B) the building is owned by—

15 “(i) the person operating the meal
 16 preparation facility in such building, or

17 “(ii) a person who is related (within
 18 the meaning of section 267(b) or
 19 707(b)(1)) to the person described in
 20 clause (i).”

21 (c) ALTERNATIVE SYSTEM.—The table contained in
 22 section 168(g)(3)(B) of such Code is amended by inserting
 23 after the item relating to subparagraph (E)(iii) the fol-
 24 lowing new item:

“(E)(iv) 20”.

1 (d) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to retail restaurant buildings
3 placed in service after the date of the enactment of this
4 Act and to all improvements made after the date of enact-
5 ment.

