

106TH CONGRESS  
1ST SESSION

# H. R. 3511

To prohibit deductions under the Internal Revenue Code of 1986 for payments to Holocaust survivors under certain settlements.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 1999

Mr. ACKERMAN (for himself, Mr. KING, Mr. WEINER, Mr. FORBES, Mrs. MALONEY of New York, Mr. CROWLEY, Mr. BENTSEN, Mr. CALVERT, Mr. CAPUANO, and Mr. OSE) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To prohibit deductions under the Internal Revenue Code of 1986 for payments to Holocaust survivors under certain settlements.

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. PROHIBITION ON DEDUCTIONS FOR CERTAIN**  
4 **SETTLEMENT PAYMENTS TO HOLOCAUST**  
5 **SURVIVORS.**

6 (a) IN GENERAL.—No deduction shall be allowed  
7 under the Internal Revenue Code of 1986 for any payment  
8 under a foreign-based Holocaust victims' settlement if no  
9 deduction would be allowed under such Code for such pay-

1 ment were it made directly by the foreign bank or other  
2 entity entering into such settlement.

3 (b) DEFINITIONS.—For purposes of this section—

4 (1) FOREIGN-BASED HOLOCAUST VICTIMS’ SET-  
5 TLEMENT.—The term “foreign-based Holocaust vic-  
6 tims’ settlement” means a settlement entered into by  
7 a foreign bank or other foreign entity to make a  
8 Holocaust victims’ settlement payment.

9 (2) HOLOCAUST VICTIMS’ SETTLEMENT PAY-  
10 MENT.—The term “Holocaust victims’ settlement  
11 payment” means any of the following payments:

12 (A) A payment received as a result of set-  
13 tlement of the action entitled “In re Holocaust  
14 Victims’ Asset Litigation”, (E.D. NY), C.A.  
15 No. 96–4849.

16 (B) Any amount received under the Ger-  
17 man Act Regulating Unresolved Property  
18 Claims or any other foreign law providing for  
19 payments for Holocaust claims.

20 (C) A payment received as a result of the  
21 settlement of a Holocaust claim not described  
22 in subparagraph (A) or (B), including an insur-  
23 ance claim relating to looted art or financial as-  
24 sets, a claim relating to compensation for slave

1           or forced labor, and a claim relating to foreign  
2           bank accounts.

3           (3) HOLOCAUST CLAIM.—For purposes of para-  
4           graph (2)(C), the term “Holocaust claim” means a  
5           claim made by—

6                   (A) an individual or entity arising from  
7                   persecution by Nazi Germany, its allies, or its  
8                   sympathizers by reason of political opposition,  
9                   race, religion, beliefs, or ideology, for any injury  
10                  incurred by such individual or entity as a result  
11                  of such persecution, or

12                   (B) an heir of an individual described in  
13                  subparagraph (A) for an injury described in  
14                  that subparagraph.

15          (c) EFFECTIVE DATE.—This section shall apply with  
16          respect to payments made after the date of the enactment  
17          of this Act.

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