

108TH CONGRESS
1ST SESSION

H. R. 190

To amend the Internal Revenue Code of 1986 to provide for designation of overpayments and contributions to the United States Library Trust Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2003

Mr. SERRANO introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Internal Revenue Code of 1986 to provide for designation of overpayments and contributions to the United States Library Trust Fund, 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 “United States Library
5 Trust Fund Act”.

1 **SEC. 2. UNITED STATES LIBRARY TRUST FUND.**

2 (a) DESIGNATION OF OVERPAYMENTS AND CON-
 3 TRIBUTIONS FOR UNITED STATES LIBRARY TRUST
 4 FUND.—Subchapter A of chapter 61 of the Internal Rev-
 5 enue Code of 1986 is amended by adding at the end the
 6 following new part:

7 **“PART IX—DESIGNATION OF OVERPAYMENTS**
 8 **AND CONTRIBUTIONS FOR UNITED STATES**
 9 **LIBRARY TRUST FUND**

“Sec. 6097. Designation.

10 **“SEC. 6097. DESIGNATION.**

11 “(a) IN GENERAL.—In the case of an individual, with
 12 respect to each return of the taxpayer for the taxable year
 13 of the tax imposed by chapter 1, such taxpayer may des-
 14 ignate that—

15 “(1) \$1 of any overpayment of tax for such tax-
 16 able year, and

17 “(2) any cash contribution which the taxpayer
 18 includes with such return,

19 shall be paid over to the United States Library Trust
 20 Fund in accordance with the provisions of section 9511.

21 In the case of a joint return with respect to which an over-
 22 payment of \$2 or more is due, each spouse may designate
 23 that \$1 shall be paid to such trust fund.

1 “(b) MANNER AND TIME OF DESIGNATION.—A des-
2 ignation under subsection (a) may be made with respect
3 to any taxable year—

4 “(1) at the time of filing the return of the tax
5 imposed by chapter 1 for such taxable year, or

6 “(2) at any other time (after the time of filing
7 the return of the tax imposed by chapter 1 for such
8 taxable year) specified in regulations prescribed by
9 the Secretary.

10 Such designation shall be made in such manner as the
11 Secretary prescribes by regulations except that such des-
12 ignation shall be made either on the first page of the re-
13 turn or on the page bearing the taxpayer’s signature.

14 “(c) OVERPAYMENTS TREATED AS REFUNDED.—For
15 purposes of this title, any portion of an overpayment of
16 tax designated under subsection (a) shall be treated as
17 being refunded to the taxpayer as of the last date pre-
18 scribed for filing the return of tax imposed by chapter 1
19 (determined without regard to extensions).”

20 (b) CREATION OF TRUST FUND.—Subchapter A of
21 chapter 98 of such Code is amended by adding at the end
22 the following new section:

23 **“SEC. 9511. UNITED STATES LIBRARY TRUST FUND.**

24 “(a) CREATION OF TRUST FUND.—There is estab-
25 lished in the Treasury of the United States a trust fund

1 to be known as the ‘United States Library Trust Fund’,
 2 consisting of such amounts as may be credited or paid to
 3 such trust fund as provided in section 6097.

4 “(b) TRANSFERS TO TRUST FUND.—There are here-
 5 by appropriated to the United States Library Trust Fund
 6 amounts equivalent to—

7 “(1) the amounts of the overpayments of tax to
 8 which designations under section 6097 apply, and

9 “(2) the amounts of contributions made under
 10 such section to such trust fund.

11 “(c) EXPENDITURES FROM TRUST FUND.—Amounts
 12 in the United States Library Trust Fund shall be avail-
 13 able, as provided in appropriation Acts, only for purposes
 14 of making expenditures to carry out section 3 of the
 15 United States Library Trust Fund Act.”

16 (c) CLERICAL AMENDMENTS.—

17 (1) The table of parts for subchapter A of chap-
 18 ter 61 of such Code is amended by adding at the
 19 end the following new item:

“Part IX. Designation of overpayments and contributions for
 United States Library Trust Fund.”

20 (2) The table of sections for subchapter A of
 21 chapter 98 of such Code is amended by adding at
 22 the end the following new item:

“Sec. 9511. United States Library Trust Fund.”

1 (d) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to taxable years ending after the
3 date of the enactment of this Act.

4 **SEC. 3. GRANTS TO LIBRARIES.**

5 (a) ELIGIBILITY OF PUBLIC LIBRARIES AND PUBLIC
6 SCHOOL LIBRARIES.—A public library or public school li-
7 brary is eligible to receive a grant under this section from
8 the United States Library Trust Fund established pursu-
9 ant to section 9511 of the Internal Revenue Code of 1986
10 for any fiscal year by submitting an application to the Of-
11 fice of Library Services that includes—

12 (1) certification that the library does not have
13 the financial resources available to purchase new
14 books or collections;

15 (2) assurances that funds received under this
16 section will be used only to purchase materials for
17 the library;

18 (3) assurances that funds received under this
19 section will be used to supplement, not supplant,
20 other funds received by such library; and

21 (4) an agreement to make available any finan-
22 cial records that the Office of Library Services may
23 need for audit purposes.

24 (b) GRANT SELECTION.—The Office of Library Serv-
25 ices shall select the number of grant awards made under

1 this section and the amount of each such award based
2 upon economic need in accordance with regulations pub-
3 lished by the Office.

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