

108TH CONGRESS
1ST SESSION

H. R. 1952

To amend the Internal Revenue Code of 1986 to provide that the first-time homebuyer credit for the District of Columbia be made permanent, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2003

Ms. NORTON 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 that the first-time homebuyer credit for the District of Columbia be made permanent, 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 “District of Columbia
5 \$5000 Homebuyer Credit Act of 2003”.

1 **SEC. 2. FIRST-TIME HOMEBUYER CREDIT FOR DISTRICT OF**
2 **COLUMBIA MADE PERMANENT; OTHER MODI-**
3 **FICATIONS.**

4 (a) CREDIT MADE PERMANENT.—Subsection (i) of
5 section 1400C of the Internal Revenue Code of 1986 (re-
6 lating to first-time homebuyer credit for District of Co-
7 lumbia) is amended by striking “, and before January 1,
8 2004”.

9 (b) TREATMENT OF PURCHASES IN CONNECTION
10 WITH DIVORCE.—

11 (1) IN GENERAL.—Subsection (c) of section
12 1400C of such Code is amended by adding at the
13 end the following new paragraph:

14 “(4) PURCHASES IN CONNECTION WITH DI-
15 VORCE.—Notwithstanding paragraphs (1) and (2),
16 an individual shall be treated as a first-time home-
17 buyer with respect to the purchase of any residence
18 if—

19 “(A) the sale of the residence is pursuant
20 to a divorce or separation instrument (as de-
21 fined in section 71(b)(2)) relating to such indi-
22 vidual and such individual’s spouse or former
23 spouse, and

24 “(B) such residence was the principal resi-
25 dence of such individual at the time of such sale

1 or for any period ending not more than a rea-
2 sonable period before such sale.

3 The Secretary shall prescribe such regulations as
4 may be necessary to prevent the abuse of the pur-
5 poses of this paragraph.”

6 (2) EFFECTIVE DATE.—The amendment made
7 by paragraph (1) shall apply to purchases after the
8 date of the enactment of this Act.

9 (c) CREDIT ALLOWED AGAINST REGULAR TAX AND
10 ALTERNATIVE MINIMUM TAX.—

11 (1) IN GENERAL.—Subsection (d) of section
12 1400C of such Code is amended to read as follows:

13 “(d) LIMITATION BASED ON AMOUNT OF TAX.—

14 “(1) IN GENERAL.—The credit allowed under
15 subsection (a) for the taxable year shall not exceed
16 the excess of—

17 “(A) the sum of the regular tax liability
18 (as defined in section 26(b)) plus the tax im-
19 posed by section 55, over

20 “(B) the sum of the credits allowable
21 under subpart A of part IV of subchapter A
22 and section 27 for the taxable year.

23 “(2) CARRYOVER OF CREDIT.—If the credit al-
24 lowable under subsection (a) exceeds the limitation
25 imposed by paragraph (1) for such taxable year,

1 such excess shall be carried to the succeeding tax-
2 able year and added to the credit allowable under
3 subsection (a) for such taxable year.”

4 (2) CONFORMING AMENDMENT.—Section
5 1400C of such Code is amended by striking sub-
6 section (g) and by redesignating subsections (h) and
7 (i) as subsections (g) and (h), respectively.

8 (3) EFFECTIVE DATE.—The amendment made
9 by paragraph (1) shall apply to taxable years begin-
10 ning after the date of the enactment of this Act.

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