

109TH CONGRESS
1ST SESSION

H. R. 2196

To provide that Federal funds for the relief and revitalization of New York City after the September 11, 2001, terrorist attack shall not be subject to Federal taxation.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

Mrs. MALONEY (for herself, Mr. RANGEL, Mr. HINCHEY, and Mrs. MCCARTHY) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To provide that Federal funds for the relief and revitalization of New York City after the September 11, 2001, terrorist attack shall not be subject to Federal taxation.

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 “September 11th Assist-
5 ance Clarification Act”.

1 **SEC. 2. EXCLUSION FROM FEDERAL TAXATION FOR CER-**
2 **TAIN AMOUNTS RECEIVED FOR THE RELIEF**
3 **AND REVITALIZATION OF NEW YORK CITY**
4 **AFTER THE SEPTEMBER 11, 2001, TERRORIST**
5 **ATTACK.**

6 (a) IN GENERAL.—No amount shall be includible in
7 gross income under the Internal Revenue Code of 1986
8 which is paid (from funds referred to in subsection (b))
9 to any person as assistance on account of any property
10 or business damaged by, and for economic revitalization
11 directly related to, the terrorist attacks on the United
12 States that occurred on September 11, 2001.

13 (b) FUNDS.—The funds referred to in this subsection
14 are amounts appropriated by—

15 (1) Public Law 107–206 under the heading
16 “DEPARTMENT OF HOUSING AND URBAN
17 DEVELOPMENT, Community Planning and Devel-
18 opment”,

19 (2) section 434 of the Departments of Veterans
20 Affairs and Housing and Urban Development, and
21 Independent Agencies Appropriations Act, 2002
22 (Public Law 107–73),

23 (3) amounts appropriated by Public Law 107–
24 38 and designated by the President for community
25 development block grant purposes, and

1 (4) amounts appropriated by Public Law 107–
2 117 for the Community Development Fund under
3 the heading “DEPARTMENT OF HOUSING AND
4 URBAN DEVELOPMENT, COMMUNITY PLAN-
5 NING AND DEVELOPMENT, COMMUNITY DE-
6 VELOPMENT FUND”.

7 (c) EFFECTIVE DATE.—This section shall apply to
8 taxable years ending after September 11, 2001.

9 (d) WAIVER OF LIMITATIONS.—If the credit or re-
10 fund of any overpayment of tax resulting from the applica-
11 tion of this Act to a period before the date of enactment
12 of this Act is prevented as of such date by the operation
13 of any law or rule of law (including *res judicata*), such
14 credit or refund may nevertheless be allowed or made if
15 the claim therefor is filed before the close of the 1-year
16 period beginning on the date of the enactment of this Act.

17 (e) REFUNDS WITH INTEREST.—For credits and re-
18 funds of overpayments of tax, see chapter 65 of the Inter-
19 nal Revenue Code of 1986.

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