

109TH CONGRESS
1ST SESSION

H. R. 4620

To amend the Internal Revenue Code of 1986 to provide a double deduction for a portion of an individual's State and local property taxes that are in excess of the national average.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2005

Mrs. KELLY 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 double deduction for a portion of an individual's State and local property taxes that are in excess of the national average.

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 “Homeowner’s Tax Re-
5 lief Act of 2005”.

1 **SEC. 2. DOUBLE DEDUCTION OF CERTAIN STATE AND**
 2 **LOCAL PROPERTY TAXES.**

3 (a) IN GENERAL.—Part VII of subchapter B of chap-
 4 ter 1 of the Internal Revenue Code of 1986 (relating to
 5 additional itemized deductions for individuals) is amended
 6 by redesignating section 224 as section 225 and by insert-
 7 ing after section 223 the following new section:

8 **“SEC. 224. DOUBLE DEDUCTION OF CERTAIN STATE AND**
 9 **LOCAL PROPERTY TAXES.**

10 “(a) IN GENERAL.—In the case of an individual,
 11 there shall be allowed as a deduction (in addition to the
 12 deduction allowed under section 164) the excess of—

13 “(1) the amount of State and local real prop-
 14 erty taxes paid or accrued with respect to the indi-
 15 vidual’s principal residence (within the meaning of
 16 section 121) within the taxable year, over

17 “(2) the amount estimated by the Secretary to
 18 be the average annual amount of State and local
 19 real property taxes for principal residences in the
 20 United States with respect to the calendar year in
 21 which such taxable year begins.

22 “(b) INCOME LIMITATION.—No deduction will be al-
 23 lowed under this subsection for any taxable year in the
 24 case of a taxpayer whose adjusted gross income for such
 25 taxable year exceeds \$80,000 (\$160,000 in the case of a
 26 joint return).”.

1 (b) DEDUCTION ALLOWED WHETHER OR NOT INDI-
2 VIDUAL ITEMIZES OTHER DEDUCTIONS.—Subsection (a)
3 of section 62 of such Code is amended by inserting before
4 the last sentence the following new paragraph:

5 “(21) CERTAIN STATE AND LOCAL PROPERTY
6 TAXES.—The deduction allowed by section 224.”.

7 (c) CLERICAL AMENDMENT.—The table of sections
8 of such part is amended by redesignating the item relating
9 to section 224 as an item relating to section 225 and in-
10 serting before such item the following new item:

“Sec. 224. Double deduction of certain State and local property taxes.”.

11 (d) EFFECTIVE DATE.—The amendments made by
12 this section shall apply to taxable years beginning after
13 the date of the enactment of this Act.

○