

110TH CONGRESS
1ST SESSION

S. 2170

To amend the Internal Revenue Code of 1986 to modify the treatment of qualified restaurant property as 15-year property for purposes of the depreciation deduction.

IN THE SENATE OF THE UNITED STATES

OCTOBER 16, 2007

Mrs. HUTCHISON (for herself and Mr. KYL) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to modify the treatment of qualified restaurant property as 15-year property for purposes of the depreciation deduction.

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. MODIFICATION OF TREATMENT OF QUALIFIED**
4 **RESTAURANT PROPERTY AS 15-YEAR PROP-**
5 **ERTY FOR PURPOSES OF DEPRECIATION DE-**
6 **DUCTION.**

7 (a) TREATMENT MADE PERMANENT.—Clause (v) of
8 section 168(e)(3)(E) of the Internal Revenue Code of

1 1986 (defining 15-year property) is amended by striking
2 “placed in service before January 1, 2008”.

3 (b) TREATMENT TO INCLUDE NEW CONSTRU-
4 TION.—Paragraph (7) of section 168(e) of such Code (re-
5 lating to classification of property) is amended to read as
6 follows:

7 “(7) QUALIFIED RESTAURANT PROPERTY.—The
8 term ‘qualified restaurant property’ means any sec-
9 tion 1250 property which is a building or an im-
10 provement to a building if more than 50 percent of
11 the building’s square footage is devoted to prepara-
12 tion of, and seating for on-premises consumption of,
13 prepared meals.”.

14 (c) EFFECTIVE DATE.—The amendments made by
15 this section shall apply to property placed in service after
16 the date of the enactment of this Act.

○