

111TH CONGRESS
1ST SESSION

H. R. 1857

To amend the Internal Revenue Code of 1986 to increase the limitation on the allowance of capital losses of taxpayers other than corporations.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2009

Mr. MARCHANT 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 increase the limitation on the allowance of capital losses of taxpayers other than corporations.

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. LIMITATION ON CAPITAL LOSSES OF TAX-**
4 **PAYERS OTHER THAN CORPORATIONS.**

5 (a) IN GENERAL.—Paragraph (1) of section 1211(b)
6 of the Internal Revenue Code of 1986 (relating to limita-
7 tion on capital losses) is amended to read as follows:

8 “(1) \$10,000 (\$5,000 in the case of a married
9 individual filing a separate return), or”.

1 (b) ADJUSTMENT FOR INFLATION.—Section 1211 of
2 such Code is amended by adding at the end the following:

3 “(c) INFLATION ADJUSTMENT.—In the case of any
4 taxable year beginning after 2009, each dollar amount
5 contained in subsection (b)(1) shall be increased by an
6 amount equal to—

7 “(1) such dollar amount, multiplied by

8 “(2) the cost-of-living adjustment determined
9 under section 1(f)(3) for the calendar year in which
10 the taxable year begins, determined by substituting
11 ‘calendar year 2008’ for ‘calendar year 1992’ in sub-
12 paragraph (B) thereof.

13 Any increase determined under the preceding sentence
14 shall be rounded to the nearest multiple of \$50.”.

15 (c) EFFECTIVE DATE.—The amendment made by
16 subsection (a) shall apply to capital losses arising in tax-
17 able years beginning after December 31, 2008.

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