## 112TH CONGRESS 1ST SESSION S. 367

To amend the Internal Revenue Code of 1986 to allow the work opportunity credit to small businesses which hire individuals who are members of the Ready Reserve or National Guard, and for other purposes.

### IN THE SENATE OF THE UNITED STATES

FEBRUARY 16, 2011

Mr. BROWN of Massachusetts (for himself and Mrs. HAGAN) 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 allow the work opportunity credit to small businesses which hire individuals who are members of the Ready Reserve or National Guard, 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 "Hire A Hero Act of5 2011".

1	SEC. 2. WORK OPPORTUNITY CREDIT TO SMALL BUSI-
2	NESSES FOR HIRING MEMBERS OF READY
3	<b>RESERVE OR NATIONAL GUARD.</b>
4	(a) IN GENERAL.—Paragraph (1) of section 51(d) of
5	the Internal Revenue Code of 1986 is amended by striking
6	"or" at the end of subparagraph (H), by striking the pe-
7	riod at the end of subparagraph (I) and inserting ", or",
8	and by adding at the end the following new subparagraph:
9	"(J) in the case of an eligible employer (as
10	defined in section $408(p)(2)(C)(i))$ , an indi-
11	vidual who is a member of—
12	"(i) the Ready Reserve (as described
13	in section 10142 of title 10, United States
14	Code), or
15	"(ii) the National Guard (as defined
16	in section $101(c)(1)$ of such title 10).".
17	(b) EFFECTIVE DATE.—
18	(1) IN GENERAL.—The amendment made by
19	this section shall apply to wages paid or incurred
20	after the date of the enactment of this Act in tax-
21	able years ending after such date.
22	(2) CURRENT EMPLOYEES COVERED BY CRED-
23	IT.—For purposes of applying section 51 of the In-
24	ternal Revenue Code of 1986, individuals described
25	in section $51(d)(1)(J)$ of such Code, as added by
26	this section, who are employed by an eligible em-
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ployer (as defined in section 408(p)(2)(C)(i) of such
 Code) on the date of the enactment of this Act shall
 be treated as beginning work for such employer on
 such date.

# 5 SEC. 3. PERMANENT EXTENSION OF WORK OPPORTUNITY 6 CREDIT FOR EMPLOYERS HIRING QUALIFIED 7 VETERANS AND MEMBERS OF READY RE8 SERVE AND NATIONAL GUARD.

9 (a) IN GENERAL.—Section 51(c)(4) of the Internal
10 Revenue Code of 1986 is amended by inserting "(other
11 than any individual described in subparagraph (B) or (J)
12 of subsection (d)(1))" after "individual".

(b) EFFECTIVE DATE.—The amendment made by
this section shall apply to individuals who begin work for
the employer after December 31, 2011.

#### 16 SEC. 4. RESCISSION OF UNSPENT FEDERAL FUNDS TO OFF-

17 SET LOSS IN REVENUES.

18 (a) IN GENERAL.—Notwithstanding any other provision of law, of all available unobligated funds, appro-19 priated discretionary funds are hereby rescinded in such 20 21 amounts as determined by the Director of the Office of 22 Management and Budget such that the aggregate amount 23 of such rescission equals the reduction in revenues to the Treasury by reason of the amendments made by sections 24 2 and 3.25

1 (b) IMPLEMENTATION.—The Director of the Office of 2 Management and Budget shall determine and identify 3 from which appropriation accounts the rescission under 4 subsection (a) shall apply and the amount of such rescis-5 sion that shall apply to each such account. Not later than 6 60 days after the date of the enactment of this Act, the 7 Director of the Office of Management and Budget shall 8 submit a report to the Secretary of the Treasury and Con-9 gress of the accounts and amounts determined and identi-10 fied for rescission under the preceding sentence.

(c) EXCEPTION.—This section shall not apply to the
unobligated funds of the Department of Veterans Affairs
or the Social Security Administration.

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