

113TH CONGRESS  
1ST SESSION

# H. R. 2051

To amend the Internal Revenue Code of 1986 to assist in the support of children living in poverty by allowing a refundable credit to grandparents of those children for the purchase household items for the benefit of those children, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2013

Mr. VEASEY (for himself, Mr. GENE GREEN of Texas, and Mr. GRIJALVA) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend the Internal Revenue Code of 1986 to assist in the support of children living in poverty by allowing a refundable credit to grandparents of those children for the purchase household items for the benefit of those children, 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 “Grandparents Tax  
5 Credit Act of 2013”.

1 **SEC. 2. REFUNDABLE CREDIT FOR HOUSEHOLD ITEMS**  
2 **PURCHASED BY GRANDPARENTS FOR**  
3 **GRANDCHILDREN LIVING IN POVERTY.**

4 (a) IN GENERAL.—Subpart C of part IV of sub-  
5 chapter A of chapter 1 of the Internal Revenue Code of  
6 1986 (relating to refundable credits) is amended by insert-  
7 ing after section 36B the following new section:

8 **“SEC. 36C. CREDIT FOR HOUSEHOLD ITEMS PURCHASED BY**  
9 **GRANDPARENTS FOR GRANDCHILDREN LIV-**  
10 **ING IN POVERTY.**

11 “(a) IN GENERAL.—In the case of an eligible indi-  
12 vidual, there shall be allowed as a credit against the tax  
13 imposed by this subtitle an amount equal to the amount  
14 paid or incurred by the taxpayer during the taxable year  
15 for household items for the benefit of an qualified child.

16 “(b) MAXIMUM CREDIT.—The credit allowed by this  
17 section for the taxable year shall not exceed \$500.

18 “(c) DEFINITIONS AND SPECIAL RULES.—For pur-  
19 poses of this section—

20 “(1) ELIGIBLE INDIVIDUAL.—The term ‘eligible  
21 individual’ means, with respect to any child, any in-  
22 dividual who is a grandparent of such child.

23 “(2) HOUSEHOLD ITEMS.—The term ‘household  
24 items’ includes food, clothing, and other items typi-  
25 cally used by or for the benefit of children.

1           “(3) QUALIFIED CHILD.—The term ‘qualified  
2 child’ means any individual if—

3           “(A) such individual has not attained the  
4 age of 18 as of the close of the calendar year  
5 in which the taxable year of the taxpayer be-  
6 gins,

7           “(B) for more than one-half of such tax-  
8 able year, such individual has the same prin-  
9 cipal place of abode as—

10           “(i) the taxpayer, and

11           “(ii) at least 1 parent of such child,

12           “(C) such parent is entitled to claim, and  
13 claims, a deduction for such child under section  
14 151 (relating to allowance of deductions for  
15 personal exemptions),

16           “(D) the modified adjusted gross income  
17 (as defined in section 24(b)) of such parent (or  
18 parents in the case of a joint return) does not  
19 exceed 300 percent of the Federal poverty level  
20 (as determined in accordance with criteria es-  
21 tablished by the Director of the Office of Man-  
22 agement and Budget), and

23           “(E) such place of abode is in the United  
24 States.

1           “(4) GRANDPARENTS.—An older individual  
2 shall be treated as a grandparent of another indi-  
3 vidual only if such individual is—

4                   “(A) a biological descendant of the older  
5 individual, or

6                   “(B) an adopted child (within the meaning  
7 of section 152(f)(1)(B)) of a biological descend-  
8 ant of the older individual.

9           “(d) IDENTIFICATION REQUIREMENTS.—

10                   “(1) IN GENERAL.—A qualifying child shall not  
11 be taken into account under this section unless the  
12 taxpayer includes the name, age, and TIN of the  
13 qualifying child on the return of tax for the taxable  
14 year.

15                   “(2) OTHER METHODS.—The Secretary may  
16 prescribe other methods for providing the informa-  
17 tion described in paragraph (1).”.

18           “(b) CONFORMING AMENDMENTS.—

19                   (1) Section 6211(b)(4)(A) of such Code is  
20 amended by inserting “36C,” after “36B,”.

21                   (2) Paragraph (2) of section 1324(b) of title  
22 31, United States Code, is amended by inserting  
23 “36C,” after “36B,”.

24                   (3) The table of sections for subpart C of part  
25 IV of subchapter A of chapter 1 of the Internal Rev-

1           enue Code of 1986 is amended by inserting after the  
2           item relating to section 36C the following new item:

          “Sec. 36C. Credit for household items purchased by grandparents for grand-  
          children living in poverty.”.

3           (c) EFFECTIVE DATE.—The amendments made by  
4 this section shall apply to taxable years beginning after  
5 December 31, 2013.

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