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S. 2261

[Report No. 113-155]

To amend the Internal Revenue Code of 1986 to make technical corrections, to remove provisions that are no longer applicable, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 28, 2014

Mr. Wyden, from the Committee on Finance, reported the following original bill; which was read twice and placed on the calendar

A BILL

To amend the Internal Revenue Code of 1986 to make technical corrections, to remove provisions that are no longer applicable, and for other purposes.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; AMENDMENT OF 1986 CODE;
- 4 TABLE OF CONTENTS.
- 5 (a) Short Title.—This Act may be cited as the
- 6 "Tax Technical Corrections Act of 2014".

- 1 (b) Amendment of 1986 Code.—Except as other-
- 2 wise expressly provided, whenever in this Act an amend-
- 3 ment or repeal is expressed in terms of an amendment
- 4 to, or repeal of, a section or other provision, the reference
- 5 shall be considered to be made to a section or other provi-
- 6 sion of the Internal Revenue Code of 1986.
- 7 (c) Table of Contents of Table of contents of
- 8 this Act is as follows:
 - Sec. 1. Short title; amendment of 1986 Code; table of contents.
 - Sec. 2. Amendment relating to Middle Class Tax Relief and Job Creation Act of 2012.
 - Sec. 3. Amendments relating to American Taxpayer Relief Act of 2012.
 - Sec. 4. Amendments relating to Regulated Investment Company Modernization Act of 2010.
 - Sec. 5. Amendments relating to Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010.
 - Sec. 6. Amendments relating to Creating Small Business Jobs Act of 2010.
 - Sec. 7. Clerical amendment relating to Hiring Incentives to Restore Employment Act.
 - Sec. 8. Amendments relating to American Recovery and Reinvestment Tax Act of 2009.
 - Sec. 9. Amendments relating to Energy Improvement and Extension Act of 2008.
 - Sec. 10. Amendments relating to Tax Extenders and Alternative Minimum Tax Relief Act of 2008.
 - Sec. 11. Clerical amendments relating to Housing Assistance Tax Act of 2008.
 - Sec. 12. Amendments and provision relating to Heroes Earnings Assistance and Relief Tax Act of 2008.
 - Sec. 13. Amendments relating to Economic Stimulus Act of 2008.
 - Sec. 14. Amendments relating to Tax Technical Corrections Act of 2007.
 - Sec. 15. Amendment relating to Tax Relief and Health Care Act of 2006.
 - Sec. 16. Amendment relating to Safe, Accountable, Flexible, Efficient Transportation Equity Act of 2005: A Legacy for Users.
 - Sec. 17. Amendments relating to Energy Tax Incentives Act of 2005.
 - Sec. 18. Amendments relating to American Jobs Creation Act of 2004.
 - Sec. 19. Other clerical corrections.
 - Sec. 20. Deadwood provisions.

9 SEC. 2. AMENDMENT RELATING TO MIDDLE CLASS TAX RE-

- 10 LIEF AND JOB CREATION ACT OF 2012.
- 11 (a) Amendment Relating to Section 7001.—
- 12 Paragraph (1) of section 7001 of the Middle Class Tax

- 1 Relief and Job Creation Act of 2012 is amended by strik-
- 2 ing "201(b)" and inserting "202(b)".
- 3 (b) Effective Date.—The amendment made by
- 4 subsection (a) shall take effect as if included in section
- 5 7001 of the Middle Class Tax Relief and Job Creation
- 6 Act of 2012.

7 SEC. 3. AMENDMENTS RELATING TO AMERICAN TAXPAYER

- 8 RELIEF ACT OF 2012.
- 9 (a) Amendment Relating to Section 102.—
- 10 Clause (ii) of section 911(f)(2)(B) is amended by striking
- 11 "described in section 1(h)(1)(B) shall be treated as a ref-
- 12 erence to such excess as determined" and inserting "de-
- 13 scribed in section 1(h)(1)(B), and the reference in section
- 14 55(b)(3)(C)(ii) to the excess described in section
- 15 1(h)(1)(C)(ii), shall each be treated as a reference to each
- 16 such excess as determined".
- 17 (b) Amendments Relating to Section 104.—
- 18 (1) Clause (ii) of section 55(d)(4)(B) is amend-
- ed by inserting "subparagraphs (A), (B), and (D)
- of" before "paragraph (1)".
- 21 (2) Subparagraph (C) of section 55(d)(4) is
- amended by striking "increase" and inserting "in-
- creased amount".
- (c) Effective Date.—The amendments made by
- 25 this section shall take effect as if included in the provision

1	of the American Taxpayer Relief Act of 2012 to which
2	they relate.
3	SEC. 4. AMENDMENTS RELATING TO REGULATED INVEST-
4	MENT COMPANY MODERNIZATION ACT OF
5	2010.
6	(a) Amendments Relating to Section 101.—
7	(1) Subsection (c) of section 101 of the Regu-
8	lated Investment Company Modernization Act of
9	2010 is amended—
10	(A) by striking "paragraph (2)" in para-
11	graph (1) and inserting "paragraphs (2) and
12	(3)", and
13	(B) by adding at the end the following new
14	paragraph:
15	"(3) Excise tax.—
16	"(A) IN GENERAL.—Except as provided in
17	subparagraph (B), for purposes of section 4982
18	of the Internal Revenue Code of 1986, para-
19	graphs (1) and (2) shall apply by substituting
20	'the 1-year periods taken into account under
21	subsection $(b)(1)(B)$ of such section with re-
22	spect to calendar years beginning after Decem-
23	ber 31, 2010' for 'taxable years beginning after
24	the date of the enactment of this Act'

1	"(B) Election.—A regulated investment
2	company may elect to apply subparagraph (A)
3	by substituting '2011' for '2010'. Such election
4	shall be made at such time and in such form
5	and manner as the Secretary of the Treasury
6	(or the Secretary's delegate) shall prescribe.".
7	(2) The first sentence of paragraph (2) of sec-
8	tion 852(c) is amended—
9	(A) by striking "and without regard to"
10	and inserting ", without regard to", and
11	(B) by inserting ", and without regard to
12	any capital loss arising on the first day of the
13	taxable year by reason of clauses (ii) and (iii)
14	of section 1212(a)(3)(A)" before the period at
15	the end.
16	(b) Amendment Relating to Section 304.—
17	Paragraph (1) of section 855(a) is amended by inserting
18	"on or" before "before".
19	(c) Amendments Relating to Section 308.—
20	(1) Paragraph (8) of section 852(b) is amended
21	by redesignating subparagraph (E) as subparagraph
22	(G) and by striking subparagraphs (C) and (D) and
23	inserting the following new subparagraphs:

1	"(C) Post-october capital loss.—For
2	purposes of this paragraph, the term 'post-Oc-
3	tober capital loss' means—
4	"(i) any net capital loss attributable
5	to the portion of the taxable year after Oc-
6	tober 31, or
7	"(ii) if there is no such loss—
8	"(I) any net long-term capital
9	loss attributable to such portion of the
10	taxable year, or
11	"(II) any net short-term capital
12	loss attributable to such portion of the
13	taxable year.
14	"(D) Late-year ordinary loss.—For
15	purposes of this paragraph, the term 'late-year
16	ordinary loss' means the sum of any post-Octo-
17	ber specified loss and any post-December ordi-
18	nary loss.
19	"(E) Post-october specified loss.—
20	For purposes of this paragraph, the term 'post-
21	October specified loss' means the excess (if any)
22	of—
23	"(i) the specified losses (as defined in
24	section 4982(e)(5)(B)(ii)) attributable to

1	the portion of the taxable year after Octo-
2	ber 31, over
3	"(ii) the specified gains (as defined in
4	section 4982(e)(5)(B)(i)) attributable to
5	such portion of the taxable year.
6	"(F) Post-december ordinary loss.—
7	For purposes of this paragraph, the term 'post-
8	December ordinary loss' means the excess (if
9	any) of—
10	"(i) the ordinary losses not described
11	in subparagraph (E)(i) and attributable to
12	the portion of the taxable year after De-
13	cember 31, over
14	"(ii) the ordinary income not de-
15	scribed in subparagraph (E)(ii) and attrib-
16	utable to such portion of the taxable
17	year.".
18	(2) Subparagraph (G) of section 852(b)(8), as
19	so redesignated, is amended by striking ", $(D)(i)(I)$,
20	and (D)(ii)(I)" and inserting "and (E)".
21	(3) The first sentence of paragraph (2) of sec-
22	tion 852(c), as amended by subsection (a), is amend-
23	ed—
24	(A) by striking ", and without regard to"
25	and inserting ", without regard to", and

1	(B) by inserting ", and with such other ad-
2	justments as the Secretary may prescribe" be-
3	fore the period at the end.
4	(d) Amendments Relating to Section 402.—
5	(1) Subparagraph (B) of section 4982(e)(6) is
6	amended by inserting before the period at the end
7	the following: "or which determines income by ref-
8	erence to the value of an item on the last day of the
9	taxable year".
10	(2) Subparagraph (A) of section 4982(e)(7) is
11	amended by striking "such company" and all that
12	follows through "any net ordinary loss" and insert-
13	ing "such company may elect to determine its ordi-
14	nary income and net ordinary loss (as defined in
15	paragraph (2)(C)(ii)) for the calendar year without
16	regard to any portion of any net ordinary loss".
17	(e) CLERICAL AMENDMENT RELATING TO SECTION
18	201.—Subparagraph (A) of section $851(d)(2)$ is amended
19	by inserting "of this paragraph" after "subparagraph
20	(B)(i)".
21	(f) Effective Date.—
22	(1) In general.—Except as provided in para-
23	graph (2), the amendments made by this section
24	shall take effect as if included in the provision of the

- Regulated Investment Company Modernization Act of 2010 to which they relate.
- 3 (2) SAVINGS PROVISION.—In the case of a regulated investment company which, before the date of 5 the enactment of this Act, elected under paragraph 6 (8) of section 852(b) of the Internal Revenue Code 7 of 1986 (as in effect on the date of such election) 8 for any taxable year ending before such date of en-9 actment to treat any loss as arising in the following 10 taxable year, the amendments made by paragraphs 11 (1) and (2) of subsection (c) shall not apply with re-
- 13 SEC. 5. AMENDMENTS RELATING TO TAX RELIEF, UNEM-
- 14 PLOYMENT INSURANCE REAUTHORIZATION,
- 15 AND JOB CREATION ACT OF 2010.
- 16 (a) Amendment Relating to Section 103.—
- 17 Clause (ii) of section 32(b)(3)(B) is amended by striking
- 18 "in 2010" and inserting "after 2009".

spect to such election.

- 19 (b) Clerical Amendment Relating to Section
- 20 302.—Subsection (f) of section 302 of the Tax Relief, Un-
- 21 employment Insurance Reauthorization, and Job Creation
- 22 Act of 2010 is amended by striking "subsection" and in-
- 23 serting "section".

- (c) Effective Date.—The amendments made by
- 25 this section shall take effect as if included in the provisions

- 1 of the Tax Relief, Unemployment Insurance Reauthoriza-
- 2 tion, and Job Creation Act of 2010 to which they relate.
- 3 SEC. 6. AMENDMENTS RELATING TO CREATING SMALL
- 4 BUSINESS JOBS ACT OF 2010.
- 5 (a) Amendments Relating to Section 2102.—
- 6 (1) Subsection (h) of section 2102 of the Cre-
- 7 ating Small Business Jobs Act of 2010 is amended
- 8 by inserting ", and payee statements required to be
- 9 furnished," after "information returns required to
- be filed".
- 11 (2) Paragraphs (1) and (2) of subsection (b),
- and subsection (c)(1)(C), of section 6722 are each
- amended by striking "the required filing date" and
- inserting "the date prescribed for furnishing such
- 15 statement".
- 16 (3) Subparagraph (B) of section 6722(c)(2) is
- amended by striking "filed" and inserting "fur-
- nished".
- 19 (b) Effective Date.—The amendments made by
- 20 this section shall take effect as if included in the provision
- 21 of the Creating Small Business Jobs Act of 2010 to which
- 22 they relate.

1	SEC. 7. CLERICAL AMENDMENT RELATING TO HIRING IN
2	CENTIVES TO RESTORE EMPLOYMENT ACT.
3	(a) Amendment Relating to Section 512.—
4	Paragraph (1) of section 512(a) of the Hiring Incentives
5	to Restore Employment Act is amended by striking "after
6	paragraph (6)" and inserting "after paragraph (5)".
7	(b) Effective Date.—The amendment made by
8	this section shall take effect as if included in the provision
9	of the Hiring Incentives to Restore Employment Act to
10	which it relates.
11	SEC. 8. AMENDMENTS RELATING TO AMERICAN RECOVERY
12	AND REINVESTMENT TAX ACT OF 2009.
13	(a) Amendment Relating to Section 1003.—
14	Paragraph (4) of section 24(d) is amended to read as fol-
15	lows:
16	"(4) Special rule for certain years.—In
17	the case of any taxable year beginning after 2008
18	and before 2018, paragraph (1)(B)(i) shall be ap-
19	plied by substituting '\$3,000' for '\$10,000'.".
20	(b) Amendment Relating to Section 1004.—
21	Paragraph (3) of section 25A(i) is amended by striking
22	"Subsection $(f)(1)(A)$ shall be applied" and inserting "For
23	purposes of determining the Hope Scholarship Credit, sub-
24	section (f)(1)(A) shall be applied".
25	(c) Amendments Relating to Section 1008.—

1	(1) Paragraph (6) of section 164(b) is amended
2	by striking subparagraph (E) and by redesignating
3	subparagraphs (F) and (G) as subparagraphs (E)
4	and (F), respectively.
5	(2) Subparagraphs (E) and (F) of section
6	164(b)(6), as so redesignated, are each amended by
7	striking "This paragraph" and inserting "Subsection
8	(a)(6)".
9	(d) Amendment Relating to Section 1104.—
10	Subparagraph (A) of section 48(d)(3) is amended by in-
11	serting "or alternative minimum taxable income" after
12	"includible in the gross income"
13	(e) Amendments Relating to Section 1141.—
14	(1) Subsection (f) of section 30D is amended—
15	(A) by inserting "(determined without re-
16	gard to subsection (c))" before the period at the
17	end of paragraph (1), and
18	(B) by inserting "(determined without re-
19	gard to subsection (c))" before the period at the
20	end of paragraph (2).
21	(2) Paragraph (3) of section 30D(f) is amended
22	by adding at the end the following: "For purposes
23	of subsection (c), property to which this paragraph
24	applies shall be treated as of a character subject to
25	an allowance for depreciation."

1	(f) Amendments Relating to Section 1142.—
2	(1) Subsection (b) of section 38 is amended by
3	striking "plus" at the end of paragraph (35), by re-
4	designating paragraph (36) as paragraph (37), and
5	by inserting after paragraph (35) the following new
6	paragraph:
7	"(36) the portion of the qualified plug-in elec-
8	tric vehicle credit to which section 30(c)(1) applies,
9	plus".
10	(2)(A) Subsection (e) of section 30 is amend-
11	ed—
12	(i) by inserting "(determined without re-
13	gard to subsection (c))" before the period at the
14	end of paragraph (1), and
15	(ii) by inserting "(determined without re-
16	gard to subsection (c))" before the period at the
17	end of paragraph (2).
18	(B) Paragraph (3) of section 30(e) is amended
19	by adding at the end the following: "For purposes
20	of subsection (c), property to which this paragraph
21	applies shall be treated as of a character subject to
22	an allowance for depreciation."
23	(g) Amendment Relating to Section 1302.—
24	Paragraph (3) of section 48C(b) is amended by inserting

1	"as the qualified investment" after "The amount which
2	is treated".
3	(h) Amendments Related to Section 1541.—
4	(1) Paragraph (2) of section 853A(a) is amend-
5	ed by inserting "(determined after the application of
6	this section)" before the comma at the end.
7	(2) Subsection (a) of section 853A is amend-
8	ed —
9	(A) by striking "with respect to credits"
10	and inserting "with respect to some or all of
11	the credits", and
12	(B) by inserting "(determined without re-
13	gard to this section and sections 54(c),
14	54A(e)(1), $54AA(e)(1)$, and $1397E(e)$)" after
15	"credits allowable".
16	(3) Subsection (b) of section 853A is amended
17	to read as follows:
18	"(b) Effect of Election.—If the election provided
19	in subsection (a) is in effect with respect to any credits
20	for any taxable year—
21	"(1) the regulated investment company—
22	"(A) shall not be allowed such credits,
23	"(B) shall include in gross income (as in-
24	terest) for such taxable year the amount which
25	would have been so included with respect to

1	such credits had the application of this section
2	not been elected,
3	"(C) shall include in earnings and profits
4	the amount so included in gross income, and
5	"(D) shall be treated as making one or
6	more distributions of money with respect to its
7	stock equal to the amount of such credits on
8	the date or dates (on or after the applicable
9	date for any such credit) during such taxable
10	year (or following the close of the taxable year
11	pursuant to section 855) selected by the
12	company, and
13	"(2) each shareholder of such investment com-
14	pany shall—
15	"(A) be treated as receiving such share-
16	holder's proportionate share of any distribution
17	of money which is treated as made by such in-
18	vestment company under paragraph (1)(D), and
19	"(B) be allowed credits against the tax im-
20	posed by this chapter equal to the amount of
21	such distribution, subject to the provisions of
22	this title applicable to the credit involved.".
23	(4) Subsection (c) of section 853A is amended
24	to read as follows:

1 "(c) Notice to Shareholders.—The amount treated as a distribution of money received by a shareholder under subsection (b)(2)(A) (and as credits allowed 3 4 to such shareholder under subsection (b)(2)(B)) shall not 5 exceed the amount so reported by the regulated invest-6 ment company in a written statement furnished to such 7 shareholder.". 8 (5) Clause (ii) of section 853A(e)(1)(A) is 9 amended by inserting "other than a qualified bond described in section 54AA(g)" after "as defined in 10 11 section 54AA(d))". 12 (i) Amendments Relating to Section 2202.— (1) Subparagraph (A) of section 2202(b)(1) of 13 14 the division B of the American Recovery and Rein-15 vestment Act of 2009 is amended by inserting "political subdivision of a State," after "any State,". 16 17 (2) Section 2202 of division B of the American 18 Recovery and Reinvestment Act of 2009 is amended 19 by adding at the end the following new subsection: 20 "(e) Treatment of Possessions.— "(1) Payments to mirror code posses-21 22 SIONS.—The Secretary of the Treasury shall pay to 23 each possession of the United States with a mirror 24 code tax system amounts equal to the loss to that

possession by reason of credits allowed under sub-

section (a) with respect to taxable years beginning in 2009. Such amounts shall be determined by the Secretary of the Treasury based on information provided by the government of the respective possession.

"(2) COORDINATION WITH CREDIT ALLOWED AGAINST UNITED STATES INCOME TAXES.—No credit shall be allowed against United States income taxes for any taxable year under this section to any person to whom a credit is allowed against taxes imposed by the possession by reason of the credit allowed under subsection (a) for such taxable year.

"(3) Definitions and special rules.—

"(A) Possession of the United States' includes the Commonwealth of the Northern Mariana Islands.

"(B) MIRROR CODE TAX SYSTEM.—For purposes of this subsection, the term 'mirror code tax system' means, with respect to any possession of the United States, the income tax system of such possession if the income tax liability of the residents of such possession under such system is determined by reference to the

income tax laws of the United States as if such
 possession were the United States.

"(C) TREATMENT OF PAYMENTS.—For purposes of section 1324(b)(2) of title 31, United States Code, the payments under this subsection shall be treated in the same manner as a refund due from the credit allowed under section 36A of the Internal Revenue Code of 1986 (as added by this Act).".

(j) CLERICAL AMENDMENTS.—

- (1) AMENDMENT RELATING TO SECTION 1131.—Paragraph (2) of section 45Q(d) is amended by striking "Administrator of the Environmental Protection Agency" and all that follows through "shall establish" and inserting "Administrator of the Environmental Protection Agency, the Secretary of Energy, and the Secretary of the Interior, shall establish".
- (2) AMENDMENT RELATING TO SECTION 1141.—Paragraph (37) of section 1016(a) is amended by striking "section 30D(e)(4)" and inserting "section 30D(f)(1)".
- 23 (3) AMENDMENT RELATING TO SECTION 24 3001.—Subparagraph (A) of section 3001(a)(14) of 25 the American Recovery and Reinvestment Act of

- 1 2009 is amended by striking "is amended by redes-
- 2 ignating paragraph (9) as paragraph (10)" and in-
- 3 serting ", as amended by this Act, is amended by re-
- 4 designating paragraphs (9) and (10) as paragraphs
- 5 (10) and (11), respectively,".
- 6 (k) Effective Date.—The amendments made by
- 7 this section shall take effect as if included in the provisions
- 8 of the American Recovery and Reinvestment Tax Act of
- 9 2009 to which they relate.
- 10 SEC. 9. AMENDMENTS RELATING TO ENERGY IMPROVE-
- 11 MENT AND EXTENSION ACT OF 2008.
- 12 (a) Amendment Relating to Section 108.—Sub-
- 13 paragraph (E) of section 45K(g)(2) is amended to read
- 14 as follows:
- 15 "(E) Coordination with Section 45.—
- No credit shall be allowed with respect to any
- 17 coke or coke gas which is produced using steel
- industry fuel (as defined in section 45(c)(7)) as
- 19 feedstock if a credit is allowed to any taxpayer
- 20 under section 45 with respect to the production
- of such steel industry fuel.".
- 22 (b) Amendment Relating to Section 113.—
- 23 Paragraph (1) of section 113(b) of the Energy Improve-
- 24 ment and Extension Act of 2008 is amended by adding
- 25 at the end the following new subparagraph:

1 "(F) TRUST FUND.—The term 'Trust 2 Fund' means the Black Lung Disability Trust Fund established under section 9501 of the In-3 4 ternal Revenue Code of 1986.". 5 (c) Amendments Relating to Section 306.— 6 (1) Clause (ii) of section 168(i)(18)(A) is amended by striking "10 years" and inserting "16 7 8 years". 9 (2)Clause (ii) of section 168(i)(19)(A) is amended by striking "10 years" and inserting "16 10 11 years". 12 (d) Amendment Relating to Section 308.— 13 Clause (i) of section 168(m)(2)(B) is amended by striking 14 "section 168(k)" and inserting "subsection (k) (deter-15 mined without regard to paragraph (4) thereof)". 16 (e) Amendment Relating to Section 402.—Sub-17 paragraph (A) of section 907(f)(4) is amended by striking "this subsection shall be applied" and all that follows through the period at the end and inserting the following: 19 20 "this subsection, as in effect on the day before the date 21 of the enactment of the Energy Improvement and Exten-22 sion Act of 2008, shall apply to unused oil and gas extrac-23 tion taxes carried from such unused credit year to a tax-24 able year beginning after December 31, 2008.". 25 (f) Amendments Relating to Section 403.—

1	(1) Subsection (c) of section 1012 is amend-
2	ed —
3	(A) by striking "FUNDS" in the heading
4	for paragraph (2) and inserting "REGULATED
5	INVESTMENT COMPANIES",
6	(B) by striking "FUND" in the heading for
7	paragraph (2)(B), and
8	(C) by striking "fund" each place it ap-
9	pears in paragraph (2) and inserting "regulated
10	investment company".
11	(2) Paragraph (1) of section 1012(d) is amend-
12	ed —
13	(A) by striking "December 31, 2010" and
14	inserting "December 31, 2011", and
15	(B) by striking "an open-end fund" and
16	inserting "a regulated investment company".
17	(3) Paragraph (3) of section 1012(d) is amend-
18	ed to read as follows:
19	"(3) Separate accounts; election for
20	TREATMENT AS SINGLE ACCOUNT.—
21	"(A) IN GENERAL.—Rules similar to the
22	rules of subsection (c)(2) shall apply for pur-
23	poses of this subsection.
24	"(B) Average basis for pre-2012
25	STOCK.—Notwithstanding paragraph (1), in the

case of an election under rules similar to the
rules of subsection (c)(2)(B) with respect to
stock held in connection with a dividend reinvestment plan, the average basis method is permissible with respect to all such stock without
regard to the date of the acquisition of such
stock.".

- (4) Subsection (g) of section 6045 is amended by adding at the end the following new paragraph:
- 10 "(6) Special rule for certain stock held 11 IN CONNECTION WITH DIVIDEND REINVESTMENT 12 PLAN.—For purposes of this subsection, stock ac-13 quired before January 1, 2012, in connection with a 14 dividend reinvestment plan shall be treated as stock described in clause (ii) of paragraph (3)(C) (unless 15 16 the broker with respect to such stock elects not to 17 have this paragraph apply with respect to such 18 stock).".
- (g) CLERICAL AMENDMENT RELATING TO SECTION
 108.—Paragraph (2) of section 45(b) is amended by strik-
- 21 ing "\$3 amount" and inserting "\$2 amount".
- (h) Effective Date.—The amendments made by
- 23 this section shall take effect as if included in the provisions
- 24 of the Energy Improvement and Extension Act of 2008
- 25 to which they relate.

8

1	SEC. 10. AMENDMENTS RELATING TO TAX EXTENDERS AND
2	ALTERNATIVE MINIMUM TAX RELIEF ACT OF
3	2008.
4	(a) Amendment Relating to Section 208.—Sub-
5	section (b) of section 208 of the Tax Extenders and Alter-
6	native Minimum Tax Relief Act of 2008 is amended to
7	read as follows:
8	"(b) Effective Date.—
9	"(1) In general.—The amendment made by
10	subsection (a) shall take effect on January 1, 2008.
11	Notwithstanding the preceding sentence, such
12	amendment shall not apply with respect to the with-
13	holding requirement under section 1445 of the Inter-
14	nal Revenue Code of 1986 for any payment made
15	before October 4, 2008.
16	"(2) Amounts withheld on or before
17	DATE OF ENACTMENT.—In the case of a regulated
18	investment company—
19	"(A) which makes a distribution after De-
20	cember 31, 2007, and before October 4, 2008,
21	and
22	"(B) which would (but for the second sen-
23	tence of paragraph (1)) have been required to
24	withhold with respect to such distribution under
25	section 1445 of such Code,

1	such investment company shall not be liable to any
2	person to whom such distribution was made for any
3	amount so withheld and paid over to the Secretary
4	of the Treasury.".
5	(b) Amendments Relating to Section 305.—
6	Paragraphs (7)(B) and (8)(D) of section 168(e) are each
7	amended by inserting "which is not qualified leasehold im-
8	provement property" after "Property described in this
9	paragraph".
10	(c) CLERICAL AMENDMENTS.—
11	(1) Amendment relating to section 306.—
12	Paragraph (5) of section 168(b) is amended by
13	striking " $(2)(C)$ " and inserting " $(2)(D)$ ".
14	(2) Amendments relating to section
15	706.—
16	(A) Paragraph (2) of section 1033(h) is
17	amended by inserting "is" before
18	"compulsorily".
19	(B) Subclause (II) of section
20	172(b)(1)(F)(ii) is amended by striking "sub-
21	section (h)(3)(C)(i)" and inserting "section
22	165(h)(3)(C)(i)".
23	(C) The heading for paragraph (1) of sec-
24	tion 165(h) is amended by striking "\$100" and
25	inserting "DOLLAR"

1	(3) Amendment relating to section 709.—
2	Subsection (k) of section 143 is amended by redesig-
3	nating the second paragraph (12) (relating to special
4	rules for residences destroyed in Federally declared
5	disasters) as paragraph (13).
6	(4) Amendment relating to section 712.—
7	Section 712 of the Tax Extenders and Alternative
8	Minimum Tax Relief Act of 2008 is amended by
9	striking "section 702(c)(1)(A)" and inserting "sec-
10	tion 702(b)(1)(A)".
11	(d) Effective Date.—The amendments made by
12	this section shall take effect as if included in the provisions
13	of the Tax Extenders and Alternative Minimum Tax Relief
14	Act of 2008 to which they relate.
15	SEC. 11. CLERICAL AMENDMENTS RELATING TO HOUSING
16	ASSISTANCE TAX ACT OF 2008.
17	(a) Amendment Relating to Section 3002.—
18	Paragraph (1) of section 42(b) is amended by striking
19	"For purposes of this section, the term" and inserting the
20	following: "For purposes of this section—
21	"(A) IN GENERAL.—The term".
22	(b) Amendment Relating to Section 3081.—
23	Clause (iv) of section 168(k)(4)(E) is amended by striking
24	"adjusted minimum tax" and inserting "adjusted net min-
25	imum tax"

- 1 (c) Amendment Relating to Section 3092.— Subsection (b) of section 121 is amended by redesignating 3 the second paragraph (4) (relating to exclusion of gain allocated to nonqualified use) as paragraph (5). 5 (d) Effective Date.—The amendments made by 6 this section shall take effect as if included in the provisions of the Housing Assistance Tax Act of 2008 to which they 8 relate. SEC. 12. AMENDMENTS AND PROVISION RELATING TO HE-10 ROES EARNINGS ASSISTANCE AND RELIEF 11 TAX ACT OF 2008. 12 (a) Amendment Relating to Section 106.— Paragraph (2) of section 106(c) of the Heroes Earnings Assistance and Relief Tax Act of 2008 is amended by 14 15 striking "substituting for" and inserting "substituting 'June 17, 2008' for". 16 17 (b) AMENDMENT RELATING TO SECTION 114.— Paragraph (1) of section 125(h) is amended by inserting 18 19 "(and shall not fail to be treated as an accident or health plan)" before "merely". (c) CLERICAL AMENDMENTS.—
- 21
- 22 (1) Amendment relating to section 110.—
- 23 Subparagraph (B) of section 121(d)(12) is amended
- by inserting "of paragraph (9)" after "and (D)". 24

1	(2) Amendment relating to section 301.—
2	Paragraph (2) of section 877(e) is amended by strik-
3	ing "subparagraph (A) or (B) of".
4	(d) Effective Date.—The amendments made by
5	this section shall take effect as if included in the provisions
6	of the Heroes Earnings Assistance and Relief Tax Act of
7	2008 to which they relate.
8	SEC. 13. AMENDMENTS RELATING TO ECONOMIC STIMULUS
9	ACT OF 2008.
10	(a) Amendments Relating to Section 101.—
11	Paragraph (2) of section 6213(g) is amended—
12	(1) by striking "32, or 6428" in subparagraph
13	(L) and inserting "or 32", and
14	(2) by striking "and" at the end of subpara-
15	graph (O), by striking the period at the end of sub-
16	paragraph (P) and inserting ", and", and by insert-
17	ing after subparagraph (P) the following new sub-
18	paragraph:
19	"(Q) an omission of a correct TIN re-
20	quired under section 6428(h) (relating to 2008
21	recovery rebates for individuals) to be included
22	on a return.".
23	(b) CLERICAL AMENDMENT RELATING TO SECTION
24	103.—Subclause (IV) of section 168(k)(2)(B)(i) is amend-

- 1 ed by striking "clauses also apply" and inserting "clause
- 2 also applies".
- 3 (c) Effective Date.—The amendments made by
- 4 this section shall take effect as if included in the provisions
- 5 of the Economic Stimulus Act of 2008 to which they re-
- 6 late.

7 SEC. 14. AMENDMENTS RELATING TO TAX TECHNICAL COR-

- 8 RECTIONS ACT OF 2007.
- 9 (a) Amendment Relating to Section 4(c).—
- 10 Paragraph (1) of section 911(f) is amended by adding at
- 11 the end the following flush sentence:
- 12 "For purposes of this paragraph, the amount ex-
- cluded under subsection (a) shall be reduced by the
- aggregate amount of any deductions or exclusions
- disallowed under subsection (d)(6) with respect to
- such excluded amount.".
- 17 (b) Clerical Amendment Relating to Section
- 18 11(g).—Clause (iv) of section 56(g)(4)(C) is amended by
- 19 striking "a cooperative described in section 927(a)(4)"
- 20 and inserting "an organization to which part I of sub-
- 21 chapter T (relating to tax treatment of cooperatives) ap-
- 22 plies which is engaged in the marketing of agricultural or
- 23 horticultural products".
- (c) Effective Date.—The amendments made by
- 25 this section shall take effect as if included in the provisions

- 1 of the Tax Technical Corrections Act of 2007 to which
- 2 they relate.
- 3 SEC. 15. AMENDMENT RELATING TO TAX RELIEF AND
- 4 HEALTH CARE ACT OF 2006.
- 5 (a) Amendment Relating to Section 105.—Sub-
- 6 paragraph (B) of section 45A(b)(1) is amended by adding
- 7 at the end the following: "If any portion of wages are
- 8 taken into account under subsection (e)(1)(A) of section
- 9 51, the preceding sentence shall be applied by substituting
- 10 '2-year period' for '1-year period'.".
- 11 (b) Effective Date.—The amendment made by
- 12 this section shall take effect as if included in the provision
- 13 of the Tax Relief and Health Care Act of 2006 to which
- 14 it relates.
- 15 SEC. 16. AMENDMENT RELATING TO SAFE, ACCOUNTABLE,
- 16 FLEXIBLE, EFFICIENT TRANSPORTATION EQ-
- 17 UITY ACT OF 2005: A LEGACY FOR USERS.
- 18 (a) Amendment Relating to Section 11161.—
- 19 Paragraph (1) of section 9503(b) is amended by inserting
- 20 before the period at the end the following: "and taxes re-
- 21 ceived under section 4081 shall be determined without re-
- 22 gard to tax receipts attributable to the rate specified in
- 23 section 4081(a)(2)(C)".
- 24 (b) Effective Date.—The amendment made by
- 25 this section shall take effect as if included in the provision

- 1 of the Safe, Accountable, Flexible, Efficient Transpor-
- 2 tation Equity Act of 2005: A Legacy for Users to which
- 3 it relates.
- 4 SEC. 17. AMENDMENTS RELATING TO ENERGY TAX INCEN-
- 5 TIVES ACT OF 2005.
- 6 (a) Amendment Relating to Section 1341.—
- 7 Subparagraph (B) of section 30B(h)(5) is amended by in-
- 8 serting "(determined without regard to subsection (g))"
- 9 before the period at the end.
- 10 (b) Amendment Relating to Section 1342.—
- 11 Paragraph (1) of section 30C(e) is amended to read as
- 12 follows:
- 13 "(1) Reduction in Basis.—For purposes of
- this subtitle, the basis of any property for which a
- 15 credit is allowable under subsection (a) shall be re-
- duced by the amount of such credit so allowed (de-
- termined without regard to subsection (d)).".
- 18 (c) Effective Date.—The amendments made by
- 19 this section shall take effect as if included in the provision
- 20 of the Energy Tax Incentives Act of 2005 to which it re-
- 21 lates.
- 22 SEC. 18. AMENDMENTS RELATING TO AMERICAN JOBS CRE-
- 23 **ATION ACT OF 2004.**
- 24 (a) Amendment Relating to Section 101.—Sub-
- 25 section (d) of section 101 of the American Jobs Creation

- 1 Act of 2004 is amended by adding at the end the following
- 2 new paragraph:
- 3 "(3) Coordination with Section 199.—This
- 4 subsection shall be applied without regard to any de-
- 5 duction allowable under section 199.".
- 6 (b) Amendments Relating to Section 102.—
- 7 Paragraph (3) of section 199(b) is amended—
- 8 (1) by inserting "of a short taxable year or"
- 9 after "in cases", and
- 10 (2) by striking "AND DISPOSITIONS" and insert-
- ing ", dispositions, and short taxable years".
- 12 (c) Clerical Amendment Relating to Section
- 13 413.—Paragraph (7) of section 904(h) is amended by
- 14 striking "as ordinary income under section 1246 or".
- 15 (d) Effective Date.—The amendments made by
- 16 this section shall take effect as if included in the provision
- 17 of the American Jobs Creation Act of 2004 to which they
- 18 relate.
- 19 SEC. 19. OTHER CLERICAL CORRECTIONS.
- 20 (a) Paragraph (8) of section 30B(h) is amended by
- 21 striking "vehicle)., except that" and inserting "vehicle),
- 22 except that".
- 23 (b) Subparagraph (A) of section 38(c)(2) is amended
- 24 by striking "credit credit" and inserting "credit".

- 1 (c) Section 46 is amended by adding a comma at the
- 2 end of paragraph (4).
- 3 (d) Subparagraph (E) of section 50(a)(2) is amended
- 4 by inserting ", 48A(b)(3), 48B(b)(3), 48C(b)(2), or
- 5 48D(b)(4)" after "under section 48(b)".
- 6 (e) Clause (i) of section 54A(d)(2)(A) is amended by
- 7 striking "100 percent or more" and inserting "100 per-
- 8 cent".
- 9 (f) Paragraph (2) of section 125(b) is amended by
- 10 striking "statutory nontaxable benefits" each place it ap-
- 11 pears and inserting "qualified benefits".
- 12 (g) Paragraph (2) of section 125(h) is amended by
- 13 striking "means, any" and inserting "means any".
- (h) Subparagraph (F) of section 163(h)(4) is amend-
- 15 ed by striking "Veterans Administration or the Rural
- 16 Housing Administration" and inserting "Department of
- 17 Veterans Affairs or the Rural Housing Service".
- 18 (i) Subsection (a) of section 249 is amended by strik-
- 19 ing "1563(a)(1)" and inserting "1563(a)(1))".
- 20 (j) Paragraphs (8) and (10) of section 280F(d) are
- 21 each amended by striking "subsection (a)(2)" and insert-
- 22 ing "subsection (a)(1)".
- 23 (k) Clause (iii) of section 402A(c)(4)(E) is amended
- 24 by striking "403(b)(7)(A)(i)" and inserting
- 25 "403(b)(7)(A)(ii)".

- 1 (1) Subsection (b) of section 858 is amended by strik-
- 2 ing "857(b)(8)" and inserting "857(b)(9)".
- 3 (m) Subparagraph (A) of section 1012(c)(2) is
- 4 amended by striking "section 1012" and inserting "this
- 5 section".
- 6 (n) The heading for section 1394(f) is amended by
- 7 striking "Designated Under Section 1391(g)".
- 8 (o) Paragraphs (1) and (2)(A) of section 1394(f) are
- 9 each amended by striking "a new empowerment zone facil-
- 10 ity bond" and inserting "an empowerment zone facility
- 11 bond".
- (p) Subsections (e)(3)(B) and (f)(7)(B) of section
- 13 4943 are each amended by striking "January 1, 1970"
- 14 and inserting "January 1, 1971".
- (q) Paragraph (2) of section 4982(f) is amended by
- 16 adding a comma at the end.
- (r) Paragraph (3) of section 6011(e) is amended by
- 18 striking "shall require than" and inserting "shall require
- 19 that".
- 20 (s) Subsection (b) of section 6072 is amended by
- 21 striking "6011(e)(2)" and inserting "6011(c)(2)".
- 22 (t) Subsection (d) of section 6104 is amended by re-
- 23 designating the second paragraph (6) (relating to disclo-
- 24 sure of reports by Internal Revenue Service) and third
- 25 paragraph (6) (relating to application to nonexempt chari-

- 1 table trusts and nonexempt private foundations) as para-
- 2 graphs (7) and (8), respectively.
- 3 (u) Subsection (c) of section 6662A is amended by
- 4 striking "section 6664(d)(2)(A)" and inserting "section
- 5 6664(d)(3)(A)".
- 6 (v) Subparagraph (FF) of section 6724(d)(2) is
- 7 amended by striking "section 6050W(c)" and inserting
- 8 "section 6050W(f)".
- 9 (w) Section 9802 is amended by redesignating the
- 10 second subsection (f) (relating to genetic information of
- 11 a fetus or embryo) as subsection (g).
- (x) Paragraph (3) of section 13(e) of the Worker,
- 13 Homeownership, and Business Assistance Act of 2009 is
- 14 amended by striking "subsection (d)" and inserting "sub-
- 15 section (c)".
- 16 SEC. 20. DEADWOOD PROVISIONS.
- 17 (a) IN GENERAL.—
- 18 (1) Adjustments in tax tables so that in-
- 19 FLATION WILL NOT RESULT IN TAX INCREASES.—
- 20 Paragraph (7) of section 1(f) is amended to read as
- 21 follows:
- 22 "(7) Special rule for certain brackets.—
- In prescribing tables under paragraph (1) which
- apply to taxable years beginning in a calendar year
- after 1994, the cost-of-living adjustment used in

1	making adjustments to the dollar amounts at which
2	the 36 percent rate bracket begins or at which the
3	39.6 percent rate bracket begins shall be determined
4	under paragraph (3) by substituting '1993' for
5	'1992'.''.
6	(2) CERTAIN PLUG-IN ELECTRIC VEHICLES.—
7	(A) Subpart B of part IV of subchapter A
8	of chapter 1 is amended by striking section 30
9	(and by striking the item relating to such sec-
10	tion in the table of sections for such subpart).
11	(B) Subsection (b) of section 38, as
12	amended by section $8(f)(1)$ of this Act, is
13	amended by inserting "plus" at the end of
14	paragraph (35), by striking paragraph (36),
15	and by redesignating paragraph (37) as para-
16	graph (36).
17	(C) Subclause (VI) of section
18	48C(c)(1)(A)(i) is amended by striking ", quali-
19	fied plug-in electric vehicles (as defined by sec-
20	tion 30(d)),".
21	(D) Section 1016(a) is amended by strik-
22	ing paragraph (25).
23	(E) Section 6501(m) is amended by strik-
24	ing "section 30(e)(6),".
25	(3) Earned income credit.—

1	(A) Paragraph (1) of section $32(b)$ is
2	amended—
3	(i) by striking subparagraphs (B) and
4	(C), and
5	(ii) by striking "(a) In General.—In
6	the case of taxable years beginning after
7	1995:" in subparagraph (A) and moving
8	the table 2 ems to the left.
9	(B) Subparagraph (B) of section 32(b)(2)
10	is amended by striking "increased by" and all
11	that follows and inserting "increased by
12	\$3,000.".
13	(4) First-time Homebuyer credit.—Section
14	6213(g)(2) is amended by striking subparagraph
15	(P), as amended by section 13(a)(2).
16	(5) Making work pay credit.—
17	(A) Subpart C of part IV of subchapter A
18	of chapter 1 is amended by striking section 36A
19	(and by striking the item relating to such sec-
20	tion in the table of sections for such subpart).
21	(B) Subparagraph (A) of section
22	6211(b)(4) is amended by striking ", 36A".
23	(C) Section $6213(g)(2)$ is amended by
24	striking subparagraph (N).

1	(6) General business credits.—Subsection
2	(d) of section 38 is amended by striking paragraph
3	(3).
4	(7) Low-income housing credit.—Subclause
5	(I) of section 42(h)(3)(C)(ii) is amended by striking
6	"(\$1.50 for 2001)".
7	(8) Minimum tax credit.—
8	(A)(i) Section 53 is amended by striking
9	subsections (e) and (f).
10	(ii) The amendment made by clause (i)
11	striking subsection (f) of section 53 of the In-
12	ternal Revenue Code of 1986 shall not be con-
13	strued to allow any tax abated by reason of sec-
14	tion 53(f)(1) of such Code (as in effect before
15	such amendment) to be included in the amount
16	determined under section 53(b)(1) of such
17	Code.
18	(B) Paragraph (4) of section 6211(b)(4) is
19	amended by striking ", 53(e)".
20	(9) Adjustments based on adjusted cur-
21	RENT EARNINGS.—Clause (ii) of section 56(g)(4)(F)
22	is amended by striking "In the case of any taxable
23	year beginning after December 31, 1992, clause"
24	and inserting "Clause".

1	(10) Items of tax preference; deple-
2	TION.—Paragraph (1) of section 57(a) is amended
3	by striking "Effective with respect to taxable years
4	beginning after December 31, 1992, this" and in-
5	serting "This".
6	(11) Intangible drilling costs.—
7	(A) Clause (i) of section $57(a)(2)(E)$ is
8	amended by striking "In the case of any taxable
9	year beginning after December 31, 1992, this"
10	and inserting "This".
11	(B) Clause (ii) of section $57(a)(2)(E)$ is
12	amended by striking "(30 percent in the case of
13	taxable years beginning in 1993)".
14	(12) Environmental Tax.—
15	(A) Subchapter A of chapter 1 is amended
16	by striking part VII (and by striking the item
17	relating to such part in the table of parts for
18	such subchapter).
19	(B) Paragraph (2) of section 26(b) is
20	amended by striking subparagraph (B).
21	(C) Section 30A(c) is amended by striking
22	paragraph (1) and by redesignating paragraphs
23	(2), (3) , and (4) as paragraphs (1) , (2) , and
24	(3), respectively.

1	(D) Subsection (a) of section 164 is
2	amended by striking paragraph (5).
3	(E) Section 275(a) is amended by striking
4	the last sentence.
5	(F) Section 882(a)(1) is amended by strik-
6	ing ", 59A".
7	(G) Section 936(a)(3) is amended by strik-
8	ing subparagraph (A) and by redesignating sub-
9	paragraphs (B), (C), and (D) as subparagraphs
10	(A), (B), and (C), respectively.
11	(H) Section 1561(a) is amended—
12	(i) by inserting "and" at the end of
13	paragraph (2), by striking ", and" at the
14	end of paragraph (3) and inserting a pe-
15	riod, and by striking paragraph (4), and
16	(ii) by striking ", the amount speci-
17	fied in paragraph (3), and the amount
18	specified in paragraph (4)" and inserting
19	"and the amount specified in paragraph
20	(3)".
21	(I) Section 4611(e) is amended—
22	(i) by striking "section 59A, this sec-
23	tion," in paragraph (2)(B) and inserting
24	"this section", and
25	(ii) in paragraph (3)(A)—

1	(I) by striking "section 59A,",
2	and
3	(II) by striking the comma after
4	"rate".
5	(J) Section 6425(c)(1)(A) is amended by
6	inserting "plus" at end of clause (i), by striking
7	"plus" and inserting "over" at the end of
8	clause (ii), and by striking clause (iii).
9	(K) Section 6655 is amended—
10	(i) by striking clause (iii) of sub-
11	section (e)(2)(B) and inserting:
12	"(iii) Modified alternative min-
13	IMUM TAXABLE INCOME.—The term 'modi-
14	fied alternative minimum taxable income'
15	means alternative minimum taxable income
16	(as defined in section $55(b)(2)$) but deter-
17	mined without regard to the alternative tax
18	net operating loss deduction (as defined in
19	section 56(d)).", and
20	(ii) in subsection (g)(1)(A), by insert-
21	ing "plus" at the end of clause (ii), by
22	striking clause (iii), and by redesignating
23	clause (iv) as clause (iii).
24	(L) Section 9507(b)(1) is amended by
25	striking " 59A.".

1	(13) Standard deduction.—
2	(A) So much of paragraph (1) of section
3	63(c) as follows "the sum of—" is amended to
4	read as follows:
5	"(A) the basic standard deduction, and
6	"(B) the additional standard deduction.".
7	(B) Subsection (e) of section 63 is amend-
8	ed by striking paragraphs (7), (8), and (9).
9	(14) Annuities; certain proceeds of en-
10	DOWMENT AND LIFE INSURANCE CONTRACTS.—Sec-
11	tion 72 is amended—
12	(A) in subsection (c)(4), by striking "; ex-
13	cept that if such date was before January 1,
14	1954, then the annuity starting date is January
15	1, 1954", and
16	(B) in subsection (g)(3), by striking "Jan-
17	uary 1, 1954, or" and ", whichever is later".
18	(15) Unemployment compensation.—Sec-
19	tion 85 is amended by striking subsection (c).
20	(16) Accident and Health Plans.—Section
21	105(f) is amended by striking "or (d)".
22	(17) Flexible spending arrangements.—
23	Section $106(c)(1)$ is amended by striking "Effective
24	on and after January 1, 1997, gross" and inserting
25	"Gross".

1	(18) CERTAIN COMBAT ZONE COMPENSATION
2	OF MEMBERS OF THE ARMED FORCES.—Subsection
3	(c) of section 112 is amended—
4	(A) by striking "(after June 24, 1950)" in
5	paragraph (2), and
6	(B) striking "such zone;" and all that fol-
7	lows in paragraph (3) and inserting "such
8	zone.".
9	(19) Legal service plans.—
10	(A) Part III of subchapter B of chapter 1
11	is amended by striking section 120 (and by
12	striking the item relating to such section in the
13	table of sections for such subpart).
14	(B)(i) Section 414(n)(3)(C) is amended by
15	striking "120,".
16	(ii) Section 414(t)(2) is amended by strik-
17	ing "120,".
18	(iii) Section 501(c) is amended by striking
19	paragraph (20).
20	(iv) Section 3121(a) is amended by strik-
21	ing paragraph (17).
22	(v) Section 3231(e) is amended by striking
23	paragraph (7).
24	(vi) Section 3306(b) is amended by strik-
25	ing paragraph (12).

1	(vii) Section $6039D(d)(1)$ is amended by
2	striking "120,".
3	(viii) Section 209(a)(14) of the Social Se-
4	curity Act is amended—
5	(I) by striking subparagraph (B), and
6	(II) by striking "(14)(A)" and insert-
7	ing "(14)".
8	(20) Principal residence.—Section
9	121(b)(3) is amended—
10	(A) by striking subparagraph (B), and
11	(B) in subparagraph (A), by striking "(A)
12	In general.—" and moving the text 2 ems to
13	the left.
14	(21) Certain reduced uniformed services
15	RETIREMENT PAY.—Section 122(b)(1) is amended
16	by striking "after December 31, 1965,".
17	(22) Great plains conservation pro-
18	GRAM.—Section 126(a) is amended by striking para-
19	graph (6) and by redesignating paragraphs (7), (8),
20	(9), and (10) as paragraphs (6), (7), (8), and (9),
21	respectively.
22	(23) Treble damage payments under the
23	ANTITRUST LAW.—Section 162(g) is amended by
24	striking the last sentence.

1	(24) State legislators' travel expenses
2	AWAY FROM HOME.—Paragraph (4) of section
3	162(h) is amended by striking "For taxable years
4	beginning after December 31, 1980, this" and in-
5	serting "This".
6	(25) Interest.—
7	(A) Section 163 is amended—
8	(i) by striking paragraph (6) of sub-
9	section (d), and
10	(ii) by striking paragraph (5) of sub-
11	section (h).
12	(B) Section 56(b)(1)(C) is amended by
13	striking clause (ii) and by redesignating clauses
14	(iii), (iv), and (v) as clauses (ii), (iii), and (iv),
15	respectively.
16	(26) Qualified motor vehicle taxes.—Sec-
17	tion 164 is amended by striking subsections (a)(6)
18	and (b)(6).
19	(27) Disaster losses.—
20	(A) Subsection (h) of section 165 is
21	amended by striking paragraph (3).
22	(B) Subsection (i) of section 165 is amend-
23	ed —
24	(i) in paragraph (1)—

1	(I) by striking "(as defined by
2	clause (ii) of subsection (h)(3)(C))",
3	and
4	(II) by striking "(as defined by
5	clause (i) of such subsection)",
6	(ii) by striking "(as defined by sub-
7	section (h)(3)(C)(i)" in paragraph (4), and
8	(iii) by adding at the end the fol-
9	lowing new paragraph:
10	"(5) Federally declared disasters.—For
11	purposes of this subsection—
12	"(A) IN GENERAL.—The term 'Federally
13	declared disaster' means any disaster subse-
14	quently determined by the President of the
15	United States to warrant assistance by the Fed-
16	eral Government under the Robert T. Stafford
17	Disaster Relief and Emergency Assistance Act.
18	"(B) DISASTER AREA.—The term 'disaster
19	area' means the area so determined to warrant
20	such assistance.".
21	(C) Section 1033(h)(3) is amended by
22	striking "section 165(h)(3)(C)" and inserting
23	"section 165(i))(5)".
24	(28) Charitable, etc., contributions and
25	GIFTS.—Section 170 is amended—

1	(A) by striking paragraph (3) of subsection
2	(b),
3	(B) by striking paragraph (6) of sub-
4	section (e), and
5	(C) by striking subsection (k).
6	(29) Amortizable bond premium.—
7	(A) Subparagraph (B) of section 171(b)(1)
8	is amended to read as follows:
9	"(B)(i) with reference to the amount pay-
10	able on maturity (or if it results in a smaller
11	amortizable bond premium attributable to the
12	period before the call date, with reference to the
13	amount payable on the earlier call date), in the
14	case of a bond described in subsection (a)(1),
15	and
16	"(ii) with reference to the amount payable
17	on maturity or on an earlier call date, in the
18	case of a bond described in subsection (a)(2).".
19	(B) Paragraphs (2) and (3)(B) of section
20	171(b) are each amended by striking "para-
21	graph (1)(B)(ii)" and inserting "paragraph
22	(1)(B)(i)".
23	(30) Net operating loss carrybacks,
24	CARRYOVERS, AND CARRYFORWARDS.—
25	(A) Section 172 is amended—

1	(i) by striking subparagraphs (D),
2	(H), (I) and (J) of subsection (b)(1) and
3	by redesignating subparagraphs (E), (F),
4	and (G) as subparagraphs (D), (E), and
5	(F), respectively, and
6	(ii) by striking subsections (g) and (j)
7	and by redesignating subsections (h), (i),
8	and (k) as subsections (g), (h), and (i), re-
9	spectively.
10	(B) Each of the following provisions of sec-
11	tion 172 (as redesignated by subparagraph (A))
12	are amended as follows:
13	(i) By striking "ending after August
14	2, 1989" in subsection $(b)(1)(D)(i)(II)$.
15	(ii) By striking "subsection (h)" in
16	subsection (b)(1)(D)(ii) and inserting
17	"subsection (g)".
18	(iii) By striking "section
19	165(h)(3)(C)(i)" in subsection
20	(b)(1)(E)(ii)(II), as amended by this Act,
21	and inserting "section 165(i)(5)".
22	(iv) By striking "subsection (i)" and
23	all that follows in the last sentence of sub-
24	section (b)(1)(E)(ii) and inserting "sub-
25	section (h)).".

1	(v) By striking "subsection (i)" in
2	subsection $(b)(1)(F)$ and inserting "sub-
3	section (h)".
4	(vi) By striking subparagraph (F) of
5	paragraph (2) of subsection (g).
6	(vii) By striking "subsection
7	(b)(1)(E)" each place it appears in sub-
8	section (g)(4) and inserting "subsection
9	(b)(1)(D)".
10	(viii) By striking the last sentence of
11	subsection $(h)(1)$.
12	(ix) By striking "subsection
13	(b)(1)(G)" each place it appears in sub-
14	section (h)(3) and inserting "subsection
15	(b)(1)(F)".
16	(C) Paragraph (5) of section 382(l) is
17	amended by striking subparagraph (F) and by
18	redesignating subparagraphs (G) and (H) as
19	subparagraphs (F) and (G), respectively.
20	(31) Research and experimental expendi-
21	Tures.—Subparagraph (A) of section 174(a)(2) is
22	amended to read as follows:
23	"(I) WITHOUT CONSENT.—A taxpayer
24	may, without the consent of the Secretary,
25	adopt the method provided in this subsection

1	for his first taxable year for which expenditures
2	described in paragraph (1) are paid or in-
3	curred.".
4	(32) Amortization of Certain Research
5	AND EXPERIMENTAL EXPENDITURES.—Paragraph
6	(2) of section 174(b) is amended by striking "begin-
7	ning after December 31, 1953".
8	(33) Soil and water conservation expend-
9	ITURES.—Paragraph (1) of section 175(d) is amend-
10	ed to read as follows:
11	"(1) WITHOUT CONSENT.—A taxpayer may
12	without the consent of the Secretary, adopt the
13	method provided in this section for the taxpayer's
14	first taxable year for which expenditures described in
15	subsection (a) are paid or incurred.".
16	(34) CLEAN-FUEL VEHICLES.—
17	(A) Part VI of subchapter A of chapter 1
18	is amended by striking section 179A (and by
19	striking the item relating to such section in the
20	table of sections for such part).
21	(B) Section 30C(e) is amended by adding
22	at the end the following:
23	"(7) Reference.—For purposes of this sec-
24	tion, any reference to section 179A shall be treated

1	as a reference to such section as in effect imme-
2	diately before its repeal.".
3	(C) Section 62(a) is amended by striking
4	paragraph (14).
5	(D) Section 263(a)(1) is amended by strik-
6	ing subparagraph (H).
7	(E) Section 280F(a)(1) is amended by
8	striking subparagraph (C).
9	(F) Section 312(k)(3) is amended by strik-
10	ing "179A," each place it appears.
11	(G) Section 1016(a) is amended by strik-
12	ing paragraph (24).
13	(H) Section 1245(a) is amended by strik-
14	ing "179A," each place it appears in para-
15	graphs $(2)(C)$ and $(3)(C)$.
16	(35) Qualified disaster expenses.—Part
17	VI of subchapter A of chapter 1 is amended by
18	striking section 198A (and by striking the item re-
19	lating to such section in the table of sections for
20	such part).
21	(36) Activities not engaged in for prof-
22	IT.—Section 183(e)(1) is amended by striking the
23	last sentence.
24	(37) Domestic production activities.—

1	(A) Subsection (a) of section 199 is
2	amended by striking paragraph (2) and by
3	striking "In general.—", by redesignating
4	subparagraphs (A) and (B) of paragraph (1) as
5	paragraphs (1) and (2), and by moving para-
6	graphs (1) and (2) (as so redesignated) 2 ems
7	to the left.
8	(B) Paragraphs (2) and (6)(B) of section
9	199(d) are each amended by striking
10	"(a)(1)(B)" and inserting "(a)(2)".
11	(38) Retirement savings.—
12	(A) Subparagraph (A) of section 219(b)(5)
13	is amended to read as follows:
14	"(A) IN GENERAL.—The deductible
15	amount is \$5,000.".
16	(B) Clause (ii) of section 219(b)(5)(B) is
17	amended to read:
18	"(ii) Applicable amount.—For pur-
19	poses of clause (i), the applicable amount
20	is \$1,000.".
21	(C) Clause (ii) of section 219(g)(2)(A) is
22	amended by striking "for a taxable year begin-
23	ning after December 31, 2006".

1	(D) Section $219(g)(3)(B)$ is amended by
2	striking clauses (i) and (ii) and inserting the
3	following:
4	"(i) In the case of a taxpayer filing a
5	joint return, \$80,000.
6	"(ii) In the case of any other taxpayer
7	(other than a married individual filing a
8	separate return), \$50,000.".
9	(E) Paragraph (8) of section 219(g) is
10	amended by striking "the dollar amount in the
11	last row of the table contained in paragraph
12	(3)(B)(i), the dollar amount in the last row of
13	the table contained in paragraph (3)(B)(ii), and
14	the dollar amount contained in paragraph
15	(7)(A)," and inserting "each of the dollar
16	amounts in paragraphs (3)(B)(i), (3)(B)(ii),
17	and (7)(A)".
18	(39) Reports regarding qualified vol-
19	UNTARY RETIREMENT CONTRIBUTIONS.—
20	(A) Section 219 is amended by striking
21	paragraph (4) of subsection (f) and subsection
22	(h).
23	(B) Section 6652 is amended by striking
24	subsection (g).

1	(40) Interest on education loans.—Para-
2	graph (1) of section 221(b) is amended by striking
3	"shall not exceed" and all that follows and inserting
4	"shall not exceed \$2,500.".
5	(41) DIVIDENDS RECEIVED ON CERTAIN PRE-
6	FERRED STOCK; AND DIVIDENDS PAID ON CERTAIN
7	PREFERRED STOCK OF PUBLIC UTILITIES.—
8	(A) Sections 244 and 247 are hereby re-
9	pealed, and the table of sections for part VIII
10	of subchapter B of chapter 1 is amended by
11	striking the items relating to sections 244 and
12	247.
13	(B) Paragraph (5) of section 172(d) is
14	amended to read as follows:
15	"(5) Computation of Deduction for Divi-
16	DENDS RECEIVED.—The deductions allowed by sec-
17	tion 243 (relating to dividends received by corpora-
18	tions) and 245 (relating to dividends received from
19	certain foreign corporations) shall be computed with-
20	out regard to section 246(b) (relating to limitation
21	on aggregate amount of deductions).".
22	(C) Paragraph (1) of section 243(c) is
23	amended to read as follows:
24	"(1) IN GENERAL.—In the case of any dividend
25	received from a 20-percent owned corporation, sub-

1	section $(a)(1)$ shall be applied by substituting '80
2	percent' for '70 percent'.''.
3	(D) Section 243(d) is amended by striking
4	paragraph (4).
5	(E) Section 246 is amended—
6	(i) by striking ", 244," in subsection
7	(a)(1),
8	(ii) in subsection (b)(1)—
9	(I) by striking "sections
10	243(a)(1), and 244(a)," the first
11	place it appears and inserting "section
12	243(a)(1)",
13	(II) by striking "244(a)," the
14	second place it appears, and
15	(III) by striking "subsection (a)
16	or (b) of section 245, and 247," and
17	inserting "and subsection (a) or (b) of
18	section 245,", and
19	(iii) by striking ", 244," in subsection
20	(e)(1).
21	(F) Section 246A is amended by striking
22	", 244," both places it appears in subsections
23	(a) and (e).
24	(G) Sections 263(g)(2)(B)(iii), 277(a),
25	301(e)(2), 469(e)(4), 512(a)(3)(A), subpara-

1	graphs (A), (C), and (D) of section 805(a)(4),
2	805(b)(5), 812(e)(2)(A), 815(e)(2)(A)(iii),
3	832(b)(5), $833(b)(3)(E)$, and $1059(b)(2)(B)$ are
4	each amended by striking ", 244," each place
5	it appears.
6	(H) Section 1244(c)(2)(C) is amended by
7	striking "244,".
8	(I) Section 805(a)(4)(B) is amended by
9	striking ", 244(a)," each place it appears.
10	(J) Section $810(c)(2)(B)$ is amended by
11	striking "244 (relating to dividends on certain
12	preferred stock of public utilities),".
13	(K) The amendments made by this para-
14	graph shall not apply to preferred stock issued
15	before October 1, 1942 (determined in the same
16	manner as under section 247 of the Internal
17	Revenue Code of 1986 as in effect before its re-
18	peal by such amendments).
19	(42) Organization expenses.—Section
20	248(c) is amended by striking "beginning after De-
21	cember 31, 1953," and by striking the last sentence.
22	(43) Bond Repurchase Premium.—Section
23	249(b)(1) is amended by striking ", in the case of
24	bonds or other evidences of indebtedness issued after

25

February 28, 1913,".

1	(44) Amount of gain where loss pre-
2	VIOUSLY DISALLOWED.—Section 267(d) is amended
3	by striking "(or by reason of section 24(b) of the In-
4	ternal Revenue Code of 1939)" in paragraph (1), by
5	striking "after December 31, 1953," in paragraph
6	(2), by striking the second sentence, and by striking
7	"or by reason of section 118 of the Internal Revenue
8	Code of 1939" in the last sentence.
9	(45) Acquisitions made to evade or avoid
10	INCOME TAX.—Paragraphs (1) and (2) of section
11	269(a) are each amended by striking "or acquired
12	on or after October 8, 1940,".
13	(46) Meals and entertainment.—Para-
14	graph (3) of section 274(n) is amended—
15	(A) by striking "(A) IN GENERAL.—",
16	(B) by striking "substituting the applica-
17	ble percentage' for" and inserting "substituting
18	'80 percent' for", and
19	(C) by striking subparagraph (B).
20	(47) Interest on indebtedness incurred
21	BY CORPORATIONS TO ACQUIRE STOCK OR ASSETS
22	OF ANOTHER CORPORATION.—
23	(A) Section 279 is amended—
24	(i) by striking "after December 31,
25	1967," in subsection (a)(2),

1	(ii) by striking "after October 9,
2	1969," in subsection (b),
3	(iii) by striking "after October 9,
4	1969, and" in subsection (d)(5), and
5	(iv) by striking subsection (i) and re-
6	designating subsection (j) as subsection (i).
7	(B) The amendments made by this para-
8	graph shall not—
9	(i) apply to obligations issued on or
10	before October 9, 1969 (determined in the
11	same manner as under section 279 of the
12	Internal Revenue Code of 1986 as in effect
13	before such amendments), and
14	(ii) be construed to require interest on
15	obligations issued on or before December
16	31, 1967, to be taken into account under
17	section 279(a)(2) of such Code (as in ef-
18	fect after such amendments).
19	(48) Bank holding companies.—
20	(A) Clause (iii) of section 304(b)(3)(D) is
21	repealed.
22	(B) The heading of subparagraph (D) of
23	section 304(b)(3) is amended by striking "AND
24	SPECIAL BULE."

1	(49) Effect on earnings and profits.—
2	Subsection (d) of section 312 is amended by striking
3	paragraph (2) and redesignating paragraph (3) as
4	paragraph (2).
5	(50) Disqualified Stock.—Paragraph (3) of
6	section 355(d) is amended by striking "after Octo-
7	ber 9, 1990, and" each place it appears.
8	(51) Basis to corporations.—Section 362 is
9	amended by striking "on or after June 22, 1954" in
10	subsection (a) and by striking ", on or after June
11	22, 1954," each place it appears in subsection (c).
12	(52) Individual retirement accounts.—
13	Clause (i) of section $408(p)(2)(E)$ is amended to
14	read as follows:
15	"(i) In general.—For purposes of
16	subparagraph (A)(ii), the applicable
17	amount is \$10,000.".
18	(53) Tax credit employee stock owner-
19	SHIP PLANS.—Section 409 is amended by striking
20	subsection (q).
21	(54) Catch-up contributions.—Subpara-
22	graph (B) of section $414(v)(2)$ is amended to read
23	as follows:
24	"(II)(i) In the case of an applicable em-
25	ployer plan other than a plan described in sec-

1	tion 401(k)(11) or 408(p), the applicable dollar
2	amount is \$5,000.
3	"(ii) In the case of an applicable employer
4	plan described in section 401(k)(11) or 408(p),
5	the applicable dollar amount is \$2,500.".
6	(55) Employee stock purchase plans.—
7	Section 423(a) is amended by striking "after De-
8	cember 31, 1963,".
9	(56) Transition rules.—
10	(A)(i) Paragraph (5) of section 430(c) is
11	amended by striking subparagraph (B) and by
12	striking "(A) IN GENERAL.—"
13	(ii) Paragraph (5) of section 303(c) of the
14	Employee Retirement Income Security Act of
15	1974 (29 U.S.C.1082(c)) is amended by strik-
16	ing subparagraph (B) and by striking "(A) IN
17	GENERAL.—"
18	(B)(i) Paragraph (2) of section 430(h) is
19	amended by striking subparagraph (G).
20	(ii) Paragraph (2) of section 303(h) of the
21	Employee Retirement Income Security Act of
22	1974 (29 U.S.C.1082(h)) is amended by strik-
23	ing subparagraph (G)

1	(C)(i) Paragraph (3) of section 436(j) is
2	amended by striking subparagraphs (B) and
3	(C) and by striking "(A) IN GENERAL.—".
4	(ii) Subparagraph (C) of section 206(g)(9)
5	of the Employee Retirement Income Security
6	Act of 1974 (29 U.S.C. 1056(g)(9)) is amended
7	by striking clauses (ii) and (iii) and by striking
8	"(i) In general.—".
9	(D)(i) Section 436 is amended by striking
10	subsection (m).
11	(ii) Section 206(g) of the Employee Retire-
12	ment Income Security Act of 1974 (29 U.S.C.
13	1056(g)) is amended by striking paragraph
14	(10).
15	(57) Limitation on deductions for cer-
16	TAIN FARMING.—
17	(A) Section 464 is amended by striking
18	"any farming syndicate (as defined in sub-
19	section (c))" both places it appears in sub-
20	sections (a) and (b) and inserting "any tax-
21	payer to whom subsection (d) applies".
22	(B)(i) Subsection (c) of section 464 is
23	hereby moved to the end of section 461 and re-
24	designated as subsection (j).
25	(ii) Such subsection (j) is amended—

1	(I) by striking "For purposes of this
2	section" in paragraph (1) and inserting
3	"For purposes of subsection (i)(4)", and
4	(II) by adding at the end the fol-
5	lowing new paragraphs:
6	"(3) Farming.—For purposes of this sub-
7	section, the term 'farming' has the meaning given to
8	such term by section 464(e).
9	"(4) Limited entrepreneur.—For purposes
10	of this subsection, the term 'limited entrepreneur'
11	means a person who—
12	"(A) has an interest in an enterprise other
13	than as a limited partner, and
14	"(B) does not actively participate in the
15	management of such enterprise.".
16	(iii) Paragraph (4) of section 461(i) is
17	amended by striking "section 464(c)" and
18	inserting "subsection (j)".
19	(C) Section 464 is amended—
20	(i) by striking subsections (e) and (g)
21	and redesignating subsections (d) and (f)
22	as subsections (c) and (d), respectively,
23	and
24	(ii) by adding at the end the following
25	new subsection:

1	"(e) Farming.—For purposes of this section, the
2	term 'farming' means the cultivation of land or the raising
3	or harvesting of any agricultural or horticultural com-
4	modity including the raising, shearing, feeding, caring for,
5	training, and management of animals. For purposes of the
6	preceding sentence, trees (other than trees bearing fruit
7	or nuts) shall not be treated as an agricultural or horti-
8	cultural commodity.".
9	(D) Subsection (d) of section 464 of such
10	Code (as redesignated by subparagraph (C)) is
11	amended—
12	(i) by striking paragraph (1) and re-
13	designating paragraphs (2), (3), and (4) as
14	paragraphs (1), (2), and (3), respectively,
15	and
16	(ii) by striking "Subsections (a)
17	AND (B) TO APPLY TO" in the heading.
18	(E) Subparagraph (A) of section 58(a)(2)
19	is amended by striking "section 464(c)" and in-
20	serting "section 461(j)".
21	(58) Deductions limited to amount at
22	RISK.—Subparagraph (A) of section $465(c)(3)$ is
23	amended by striking "In the case of taxable years
24	beginning after December 31, 1978, this" and in-
25	serting "This".

1	(59) Passive activity losses and credits
2	LIMITED.—
3	(A) Section 469 is amended by striking
4	subsection (m).
5	(B) Subsection (b) of section 58 is amend-
6	ed by adding "and" at the end of paragraph
7	(1), by striking paragraph (2), and by redesig-
8	nating paragraph (3) as paragraph (2).
9	(60) Adjustments required by changes in
10	METHOD OF ACCOUNTING.—Section 481(b)(3) is
11	amended by striking subparagraph (C).
12	(61) Exemption from tax on corporations,
13	CERTAIN TRUSTS, ETC.—Section 501 is amended by
14	striking subsection (s).
15	(62) Requirements for exemption.—
16	(A) Section 503(a)(1) is amended to read
17	as follows:
18	"(1) General Rule.—An organization de-
19	scribed in paragraph (17) or (18) of section 501(c),
20	or described in section 401(a) and referred to in sec-
21	tion $4975(g)(2)$ or (3) , shall not be exempt from
22	taxation under section 501(a) if it has engaged in a
23	prohibited transaction.".
24	(B) Paragraph (2) of section 503(a) is
25	amended by striking "described in section

1	501(c)(17) or (18) or paragraph $(a)(1)(B)$ " and
2	inserting "described in paragraph (1)".
3	(C) Subsection (c) of section 503 is
4	amended by striking "described in section
5	501(c)(17) or (18) or subsection (a)(1)(B)" and
6	inserting "described in subsection (a)(1)".
7	(63) ACCUMULATED TAXABLE INCOME.—Para-
8	graph (1) of section 535(b) and paragraph (1) of
9	section 545(b) are each amended by striking "sec-
10	tion 531" and all that follows and inserting "section
11	531 or the personal holding company tax imposed by
12	section 541.".
13	(64) Definition of Property.—Subsection
14	(b) of section 614 is amended—
15	(A) by striking paragraphs (3)(C) and (5),
16	and
17	(B) in paragraph (4), by striking "which-
18	ever of the following years is later: The first
19	taxable year beginning after December 31,
20	1963, or''.
21	(65) Amounts received by surviving annu-
22	ITANT UNDER JOINT AND SURVIVOR ANNUITY CON-
23	TRACT.—Subparagraph (A) of section 691(d)(1) is
24	amended by striking "after December 31, 1953,
25	and"

1	(66) Income taxes of members of armed
2	FORCES ON DEATH.—Section 692(a)(1) is amended
3	by striking "after June 24, 1950".
4	(67) Special rules for computing re-
5	SERVES.—Paragraph (7) of section 807(e) is amend-
6	ed by striking subparagraph (B) and redesignating
7	subparagraph (C) as subparagraph (B).
8	(68) Insurance company taxable income.—
9	(A) Section 832(e) is amended by striking
10	"of taxable years beginning after December 31,
11	1966,".
12	(B) Section 832(e)(6) is amended by strik-
13	ing "In the case of any taxable year beginning
14	after December 31, 1970, the" and inserting
15	"The".
16	(69) Capitalization of Certain Policy Ac-
17	QUISITION EXPENSES.—Section 848 is amended by
18	striking subsection (j).
19	(70) Tax on nonresident alien individ-
20	UALS.—Subparagraph (B) of section 871(a)(1) is
21	amended to read as follows:
22	"(II) gains described in subsection (b) or
23	(c) of section 631,".

1	(71) Limitation on credit.—Paragraph (2)
2	of section 904(d) is amended by striking subpara-
3	graph (J).
4	(72) Foreign earned income.—Clause (i) of
5	section 911(b)(2)(D) is amended to read as follows:
6	"(i) In General.—The exclusion
7	amount for any calendar year is \$80,000.".
8	(73) Basis of property acquired from De-
9	CEDENT.—Section 1014 is amended—
10	(A) by striking "or section 811(j) of the
11	Internal Revenue Code of 1939 where the dece-
12	dent died after October 21, 1942" in subsection
13	(a)(2), and
14	(B) by striking paragraphs (7) and (8) of
15	subsection (b).
16	(74) Adjusted Basis.—Section 1016(a) is
17	amended by striking paragraph (12).
18	(75) Property on which lessee has made
19	IMPROVEMENTS.—Section 1019 is amended by strik-
20	ing the last sentence.
21	(76) Involuntary conversion.—Section
22	1033 is amended by striking subsection (j) and by
23	redesignating subsections (k) and (l) as subsections
24	(j) and (k), respectively.

1	(77) Property acquired during affili-
2	ATION.—Section 1051 is hereby repealed, and the
3	table of sections for part IV of subchapter O of
4	chapter 1 is amended by striking the item relating
5	to section 1051.
6	(78) Capital gains and losses.—Section
7	1222 is amended by striking the last sentence.
8	(79) Holding Period of Property.—
9	(A) Paragraph (1) of section 1223 is
10	amended by striking "after March 1, 1954,".
11	(B) Paragraph (4) of section 1223 is
12	amended by striking "'(or under so much of
13	section 1052(c) as refers to section 113(a)(23)
14	of the Internal Revenue Code of 1939)'''.
15	(C) Paragraphs (6) and (8) of section
16	1223 are repealed.
17	(80) Property used in the trade or busi-
18	NESS AND INVOLUNTARY CONVERSIONS.—Subpara-
19	graph (A) of section 1231(c)(2) is amended by strik-
20	ing "beginning after December 31, 1981".
21	(81) Sale or exchange of patents.—Sec-
22	tion 1235 is amended—
23	(A) by striking subsection (c) and by re-
24	designating subsections (d) and (e) as sub-
25	sections (c) and (d), respectively, and

1	(B) by striking "subsection (d)" in sub-
2	section $(b)(2)(B)$ and inserting "subsection
3	(e)".
4	(82) Dealers in Securities.—Subsection (b)
5	of section 1236 is amended by striking "after No-
6	vember 19, 1951,".
7	(83) Sale of Patents.—Subsection (a) of sec-
8	tion 1249 is amended by striking "after December
9	31, 1962,".
10	(84) Gain from disposition of farmland.—
11	Paragraph (1) of section 1252(a) is amended—
12	(A) by striking "after December 31, 1969"
13	the first place it appears, and
14	(B) by striking "after December 31,
15	1969," in subparagraph (A).
16	(85) Treatment of amounts received on
17	RETIREMENT OR SALE OR EXCHANGE OF DEBT IN-
18	STRUMENTS.—Subsection (c) of section 1271 is
19	amended to read as follows:
20	"(c) Special Rule for Certain Obligations
21	WITH RESPECT TO WHICH ORIGINAL ISSUE DISCOUNT
22	NOT CURRENTLY INCLUDIBLE.—
23	"(1) IN GENERAL.—On the sale or exchange of
24	debt instruments issued by a government or political
25	subdivision thereof after December 31, 1954, and

before July 2, 1982, or by a corporation after De-1 2 cember 31, 1954, and on or before May 27, 1969, 3 any gain realized which does not exceed— "(A) an amount equal to the original issue 4 discount, or 6 "(B) if at the time of original issue there 7 was no intention to call the debt instrument be-8 fore maturity, an amount which bears the same 9 ratio to the original issue discount as the num-10 ber of complete months that the debt instru-11 ment was held by the taxpayer bears to the 12 number of complete months from the date of 13 original issue to the date of maturity, shall be 14 considered as ordinary income. 15 "(2) Subsection (a)(2)(a) not to apply.— 16 Subsection (a)(2)(A) shall not apply to any debt in-17 strument referred to in paragraph (1) of this sub-18 section. 19 "(3) Cross reference.—For current inclu-20 sion of original issue discount, see section 1272.". 21 (86)Amount and method $_{
m OF}$ ADJUST-22 MENT.—Section 1314 is amended by striking sub-

section (d) and by redesignating subsection (e) as

subsection (d).

23

24

1	(87) Election; revocation; termination.—
2	Clause (iii) of section 1362(d)(3)(A) is amended by
3	striking "unless" and all that follows and inserting
4	"unless the corporation was an S corporation for
5	such taxable year.".
6	(88) OLD-AGE, SURVIVORS, AND DISABILITY IN-
7	Surance.—Subsection (a) of section 1401 is amend-
8	ed by striking "the following percent" and all that
9	follows and inserting "12.4 percent of the amount of
10	the self-employment income for such taxable year.".
11	(89) Hospital insurance.—Paragraph (1) of
12	section 1401(b) is amended by striking: "the fol-
13	lowing percent" and all that follows and inserting
14	"2.9 percent of the amount of the self-employment
15	income for such taxable year.".
16	(90) Ministers, members of religious or-
17	DERS, AND CHRISTIAN SCIENCE PRACTITIONERS.—
18	Paragraph (3) of section 1402(e) is amended—
19	(A) by striking "whichever of the following
20	dates is later: (A)" and
21	(B) by striking ";or (B)" and all that fol-
22	lows and inserting a period.
23	(91) WITHHOLDING OF TAX ON NONRESIDENT
24	ALIENS.—The first sentence of subsection (b) of sec-
25	tion 1441 and the first sentence of paragraph (5) of

1	section 1441(c) are each amended by striking "gains
2	subject to tax" and all that follows through "Octo-
3	ber 4, 1966" and inserting "and gains subject to tax
4	under section 871(a)(1)(D)".
5	(92) Affiliated group defined.—Subpara-
6	graph (A) of section 1504(a)(3) is amended by strik-
7	ing "for a taxable year which includes any period
8	after December 31, 1984" in clause (i) and by strik-
9	ing "in a taxable year beginning after December 31,
10	1984" in clause (ii).
11	(93) Disallowance of the benefits of
12	THE GRADUATED CORPORATE RATES AND ACCUMU-
13	LATED EARNINGS CREDIT.—
14	(A) Subsection (a) of section 1551 is
15	amended—
16	(i) by striking paragraph (1) and by
17	redesignating paragraphs (2) and (3) as
18	paragraphs (1) and (2), respectively, and
19	(ii) by striking "after June 12, 1963,"
20	each place it appears.
21	(B) Section 1551(b) is amended—
22	(i) by striking "or (2)" in paragraph
23	(1), and
24	(ii) by striking "(a)(3)" in paragraph
25	(2) and inserting "(a)(2)".

1	(94) Credit for state death taxes.—
2	(A)(i) Part II of subchapter A of chapter
3	11 is amended by striking section 2011 (and by
4	striking the item relating to such section in the
5	table of sections for such subpart).
6	(ii) Section 2106(a)(4) is amended by
7	striking "section 2011(a)" and inserting
8	"2058(a)".
9	(B)(i) Subchapter A of chapter 13 is
10	amended by striking section 2604 (and by strik-
11	ing the item relating to such section in the
12	table of sections for such subpart).
13	(ii) Clause (ii) of section $164(b)(4)(A)$ is
14	amended by inserting "(as in effect before its
15	repeal)" after "section 2604".
16	(iii) Section 2654(a)(1) is amended by
17	striking "(computed without regard to section
18	2604)".
19	(95) Gross estate.—Subsection (c) of section
20	2031 is amended by striking paragraph (3) and by
21	amending paragraph (1)(B) to read as follows:
22	"(II) \$500,000.".
23	(96)(A) Part IV of subchapter A of chapter 11
24	is amended by striking section 2057 (and by striking

- the item relating to such section in the table of sections for such subpart).
- 3 (B) Paragraph (10) of section 2031(c) is 4 amended by inserting "(as in effect before its re-5 peal)" immediately before the period at the end 6 thereof.
 - (97) Property within the united states.—Subsection (c) of section 2104 is amended by striking "With respect to estates of decedents dying after December 31, 1969, deposits" and inserting "Deposits".

(98) FICA TAXES.—

- (A) Subsection (a) of section 3101 is amended by striking "the following percentages" and all that follows and inserting "6.2 percent of the wages (as defined in section 3121(a)) received by the individual with respect to employment (as defined in section 3121(b))".
- (B)(i) Subsection (a) of section 3111 is amended by striking "the following percentages" and all that follows and inserting "6.2 percent of the wages (as defined in section 3121(a)) paid by the employer with respect to employment (as defined in section 3121(b))."

1	(ii) Subsection (b) of section 3111 is
2	amended by striking "the following percent-
3	ages" and all that follows and inserting "1.45
4	percent of the wages (as defined in section
5	3121(a)) paid by the employer with respect to
6	employment (as defined in section 3121(b))."
7	(C)(i) Section 3121(b) is amended by
8	striking paragraph (17).
9	(ii) Section 210(a) of the Social Security
10	Act is amended by striking paragraph (17).
11	(99) Railroad retirement.—
12	(A) Subsection (b) of section 3201 is
13	amended to read as follows:
14	"(b) Tier 2 Tax.—In addition to other taxes, there
15	is hereby imposed on the income of each employee a tax
16	equal to the percentage determined under section 3241 for
17	any calendar year of the compensation received during
18	such calendar year by such employee for services rendered
19	by such employee.".
20	(B) Subsection (b) of section 3211 is
21	amended to read as follows:
22	"(b) Tier 2 Tax.—In addition to other taxes, there
23	is hereby imposed on the income of each employee rep-
24	resentative a tax equal to the percentage determined under
25	section 3241 for any calendar year of the compensation

1	received during such calendar year by such employee rep-
2	resentative for services rendered by such employee rep-
3	resentative.".
4	(C) Subsection (b) of section 3221 is
5	amended to read as follows:
6	"(b) Tier 2 Tax.—In addition to other taxes, there
7	is hereby imposed on the income of each employer a tax
8	equal to the percentage determined under section 3241 for
9	any calendar year of the compensation paid during such
10	calendar year by such employer for services rendered for
11	such employer.".
12	(D) Subsection (b) of section 3231 is
13	amended—
14	(i) by striking "compensation; except"
15	and all that follows in the first sentence
16	and inserting "compensation.", and
17	(ii) by striking the second sentence.
18	(100) Credits against federal unemploy-
19	MENT TAX.—
20	(A) Paragraph (4) of section 3302(f) is
21	amended—
22	(i) by striking "subsection—" and all
23	that follows through "(A) In General.—
24	The" and inserting "subsection, the"
25	(ii) by striking subparagraph (B),

1	(iii) by redesignating clauses (i) and
2	(ii) as subparagraphs (A) and (B), respec-
3	tively, and
4	(iv) by moving the text of such sub-
5	paragraphs (as so redesignated) 2 ems to
6	the left.
7	(B) Paragraph (5) of section 3302(f) is
8	amended by striking subparagraph (D) and by
9	redesignating subparagraph (E) as subpara-
10	graph (D).
11	(101) Domestic service employment
12	TAXES.—Section 3510(b) is amended by striking
13	paragraph (4).
14	(102) Luxury passenger automobiles.—
15	(A) Chapter 31 is amended by striking
16	subchapter A (and by striking the item relating
17	to such subchapter in the table of subchapters
18	for such chapter).
19	(B)(i) Section 4221 is amended—
20	(I) in subsections (a) and $(d)(1)$, by
21	striking "subchapter A or" and inserting
22	"subchapter",
23	(II) in subsection (a), by striking "In
24	the case of taxes imposed by subchapter A

1	of chapter 31, paragraphs (1), (3), (4),
2	and (5) shall not apply.", and
3	(III) in subsection (e), by striking
4	"4001(e), 4001(d), or".
5	(ii) Section 4222 is amended by striking
6	"4001(c), 4001(d),".
7	(iii) Section 4293 is amended by striking
8	"subchapter A of chapter 31,".
9	(103) Tax on fuel used in commercial
10	TRANSPORTATION ON INLAND WATERWAYS.—Section
11	4042(b)(2)(A) is amended to read as follows:
12	"(I) The Inland Waterways Trust Fund fi-
13	nancing rate is 20 cents per gallon.".
14	(104) Transportation by Air.—Section
15	4261(e) is amended—
16	(A) in paragraph (1), by striking subpara-
17	graph (C), and
18	(B) by striking paragraph (5).
19	(105) Taxes on failure to distribute in-
20	COME.—
21	(A) Subsection (g) of section 4942 is
22	amended by striking "For all taxable years be-
23	ginning on or after January 1, 1975, subject"
24	in paragraph (2)(A) and inserting "Subject".

1	(B) Section $4942(i)(2)$ is amended by
2	striking "beginning after December 31, 1969,
3	and".
4	(106) Taxes on taxable expenditures.—
5	Section 4945(f) is amended by striking "(excluding
6	therefrom any preceding taxable year which begins
7	before January 1, 1970)".
8	(107) Definitions and special rules.—Sec-
9	tion 4682(h) is amended—
10	(A) by striking paragraph (1) and redesig-
11	nating paragraphs (2), (3), and (4) as para-
12	graphs (1), (2), and (3), respectively, and
13	(B) in paragraph (1) (as so redesig-
14	nated)—
15	(i) by striking the heading and insert-
16	ing "In general", and
17	(ii) by striking "after 1991" in sub-
18	paragraph (C).
19	(108) Returns.—Subsection (a) of section
20	6039D is amended by striking "beginning after De-
21	cember 31, 1984,".
22	(109) Information returns.—Subsection (c)
23	of section 6060 is amended by striking "'year'" and
24	all that follows and inserting "year.".

1	(110) Collection.—Section 6302 is amend-
2	ed —
3	(A) in subsection (e)(2), by striking "im-
4	posed by" and all that follows through "with re-
5	spect to" and inserting "imposed by sections
6	4251, 4261, or 4271 with respect to",
7	(B) by striking the last sentence of sub-
8	section $(f)(1)$, and
9	(C) in subsection (h)—
10	(i) by striking paragraph (2) and re-
11	designating paragraphs (3) and (4) as
12	paragraphs (2) and (3), respectively, and
13	(ii) by amending paragraph (3) (as so
14	redesignated) to read as follows:
15	"(3) Coordination with other electronic
16	FUND TRANSFER REQUIREMENTS.—Under regula-
17	tions, any tax required to be paid by electronic fund
18	transfer under section 5061(e) or 5703(b) shall be
19	paid in such a manner as to ensure that the require-
20	ments of the second sentence of paragraph $(1)(A)$ of
21	this subsection are satisfied.".
22	(111) Abatements.—Section 6404(f) is
23	amended by striking paragraph (3).
24	(112) 2008 RECOVERY REBATE FOR INDIVID-
25	UALS.—

1 (A) Subchapter B of chapter 65 is amend-2 ed by striking section 6428 (and by striking the 3 item relating to such section in the table of sec-4 tions for such subchapter). 5 (B) (A) of Subparagraph section 6 6211(b)(4) is amended by striking "6428,". 7 (C) Paragraph (2) of section 6213(g), as 8 amended by section 13(a)(2) and paragraphs 9 (4) and (5)(C) of this subsection, is amended 10 by striking subparagraph (Q), by redesignating 11 subparagraph (O) as subparagraph (N), by in-12 serting "and" at the end of subparagraph (M), 13 and by striking the comma at the end of sub-14 paragraph (N) (as so redesignated) and insert-15 ing a period. 16 (D) Paragraph (2) of section 1324(b) of 17 title 31, United States Code, is amended by 18 striking "6428, or 6431," and inserting "or 19 6431". 20 (113) Advance payment of Portion of In-21 CREASED CHILD CREDIT FOR 2003.—Subchapter B 22 of chapter 65 is amended by striking section 6429 23 (and by striking the item relating to such section in

the table of sections for such subchapter).

24

1	(114) Failure by corporation to pay esti-
2	MATED INCOME TAX.—Clause (i) of section
3	6655(g)(4)(A) is amended by striking "(or the cor-
4	responding provisions of prior law)".
5	(115) Retirement.—Section 7447(i)(3)(B)(ii)
6	is amended by striking "at 4 percent per annum to
7	December 31, 1947, and at 3 percent per annum
8	thereafter", and inserting "at 3 percent per
9	annum".
10	(116) Annuities to surviving spouses and
11	DEPENDENT CHILDREN OF JUDGES.—
12	(A) Paragraph (2) of section 7448(a) is
13	amended—
14	(i) by striking "or under section 1106
15	of the Internal Revenue Code of 1939"
16	and,
17	(ii) by striking "or pursuant to sec-
18	tion 1106(d) of the Internal Revenue Code
19	of 1939".
20	(B) Subsection (g) of section 7448 is
21	amended by striking "or other than pursuant to
22	section 1106 of the Internal Revenue Code of
23	1939".
24	(C) Subsections (g), $(j)(1)$, and $(j)(2)$ of
25	section 7448 are each amended by striking "at

1	4 percent per annum to December 31, 1947,
2	and at 3 percent per annum thereafter" and in-
3	serting "at 3 percent per annum".
4	(117) MERCHANT MARINE CAPITAL CONSTRUC-
5	TION FUNDS.—Paragraph (4) of section 7518(g) is
6	amended by striking "any nonqualified withdrawal"
7	and all that follows through "'shall be determined"
8	and inserting "any nonqualified withdrawal shall be
9	determined".
10	(118) Valuation tables.—
11	(A) Subsection (c) of section 7520 is
12	amended by striking paragraph (2) and redesig-
13	nating paragraph (3) as paragraph (2).
14	(B) Paragraph (2) of section 7520(c) (as
15	redesignated by subparagraph (A)) is amend-
16	ed
17	(i) by striking "Not later than Decem-
18	ber 31, 1989, the" and inserting "The",
19	and
20	(ii) by striking "thereafter" in the last
21	sentence thereof.
22	(119) Definition of Employee.—Section
23	7701(a)(20) is amended by striking "chapter 21"
24	and all that follows and inserting "chapter 21.".
25	(b) Effective Date.—

1	(1) General Rule.—Except as otherwise pro-
2	vided in subsection (a) or paragraph (2) of this sub-
3	section, the amendments made by this section shall
4	take effect on the date of enactment of this Act.
5	(2) Savings provision.—If—
6	(A) any provision amended or repealed by
7	the amendments made by this section applied
8	to—
9	(i) any transaction occurring before
10	the date of the enactment of this Act,
11	(ii) any property acquired before such
12	date of enactment, or
13	(iii) any item of income, loss, deduc-
14	tion, or credit taken into account before
15	such date of enactment, and
16	(B) the treatment of such transaction,
17	property, or item under such provision would
18	(without regard to the amendments or repeals
19	made by this section) affect the liability for tax
20	for periods ending after date of enactment,
21	nothing in the amendments or repeals made by
22	this section shall be construed to affect the
23	treatment of such transaction, property, or item
24	for purposes of determining liability for tax for
25	periods ending after such date of enactment.

Calendar No. 367

113TH CONGRESS S. 2261

[Report No. 113-155]

A BILL

To amend the Internal Revenue Code of 1986 to make technical corrections, to remove provisions that are no longer applicable, and for other purposes.

April 28, 2014

Read twice and placed on the calendar