

113TH CONGRESS
1ST SESSION

S. 654

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

IN THE SENATE OF THE UNITED STATES

MARCH 22, 2013

Ms. LANDRIEU (for herself, Mr. ENZI, Mr. CARPER, and Mr. ROBERTS) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

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 “Collegiate Housing and
5 Infrastructure Act of 2013”.

6 **SEC. 2. CHARITABLE ORGANIZATIONS PERMITTED TO**
7 **MAKE COLLEGIATE HOUSING AND INFRA-**
8 **STRUCTURE GRANTS.**

9 (a) IN GENERAL.—Section 501 of the Internal Rev-
10 enue Code of 1986 (relating to exemption from tax on cor-

porations, certain trusts, etc.) is amended by redesignating subsection (s) as subsection (t) and by inserting after subsection (r) the following new subsection:

“(s) TREATMENT OF ORGANIZATIONS MAKING COLLEGIATE HOUSING AND INFRASTRUCTURE IMPROVEMENT GRANTS.—

“(1) IN GENERAL.—For purposes of subsection (c)(3) and sections 170(c)(2)(B), 2055(a)(2), and 2522(a)(2), an organization shall not fail to be treated as organized and operated exclusively for charitable or educational purposes solely because such organization makes collegiate housing and infrastructure grants to an organization described in subsection (c)(7) which applies the grant to its collegiate housing property.

“(2) HOUSING AND INFRASTRUCTURE GRANTS.—For purposes of paragraph (1), collegiate housing and infrastructure grants are grants to provide, improve, operate, or maintain collegiate housing property that may involve more than incidental social, recreational, or private purposes, so long as such grants are for purposes that would be permissible for a dormitory or other residential facility of the college or university with which the collegiate housing property is associated. A grant shall not be

1 treated as a collegiate housing and infrastructure
 2 grant for purposes of paragraph (1) to the extent
 3 that such grant is used to provide physical fitness
 4 facilities.

5 “(3) COLLEGIATE HOUSING PROPERTY.—For
 6 purposes of this subsection, collegiate housing prop-
 7 erty is property in which, at the time of a grant or
 8 following the acquisition, lease, construction, or
 9 modification of such property using such grant, sub-
 10 stantially all of the residents are full-time students
 11 at the college or university in the community where
 12 such property is located.

13 “(4) GRANTS TO CERTAIN ORGANIZATIONS
 14 HOLDING TITLE TO PROPERTY, ETC.—For purposes
 15 of this subsection, a collegiate housing and infra-
 16 structure grant to an organization described in sub-
 17 section (c)(2) or (c)(7) holding title to property ex-
 18 clusively for the benefit of an organization described
 19 in subsection (c)(7) shall be considered a grant to
 20 the organization described in subsection (c)(7) for
 21 whose benefit such property is held.”.

22 (b) EFFECTIVE DATE.—The amendment made by
 23 this section shall apply to grants made in taxable years
 24 ending after the date of the enactment of this Act.

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