

115TH CONGRESS  
1ST SESSION

# S. 937

To amend the Internal Revenue Code of 1986 to provide for a refundable adoption tax credit.

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## IN THE SENATE OF THE UNITED STATES

APRIL 25, 2017

Mr. CASEY (for himself, Mr. BLUNT, Mrs. GILLIBRAND, Mr. INHOFE, Mr. MARKEY, Mr. ROUNDS, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend the Internal Revenue Code of 1986 to provide for a refundable adoption tax credit.

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 “Adoption Tax Credit  
5 Refundability Act of 2017”.

6 **SEC. 2. REFUNDABLE ADOPTION TAX CREDIT.**

7 (a) CREDIT MADE REFUNDABLE.—

8 (1) CREDIT MOVED TO SUBPART RELATING TO  
9 REFUNDABLE CREDITS.—The Internal Revenue  
10 Code of 1986 is amended—

1 (A) by redesignating section 23 as section  
2 36C; and

3 (B) by moving section 36C (as so redesign-  
4 nated) from subpart A of part IV of subchapter  
5 A of chapter 1 to the location immediately be-  
6 fore section 37 in subpart C of part IV of sub-  
7 chapter A of chapter 1.

8 (2) CONFORMING AMENDMENTS.—

9 (A) Section 25(e)(1)(C) of such Code is  
10 amended by striking “23, 25D,” and inserting  
11 “25D”.

12 (B) Section 36C of such Code, as so redes-  
13 igned, is amended—

14 (i) in subsection (b)(2)(A), by striking  
15 “(determined without regard to subsection  
16 (c))”;

17 (ii) by striking subsection (c); and

18 (iii) by redesignating subsections (d)  
19 through (i) as subsections (e) through (h),  
20 respectively.

21 (C) Section 137 of such Code is amend-  
22 ed—

23 (i) in subsection (d), by striking “sec-  
24 tion 23(d)” and inserting “section  
25 36C(c)”; and

1 (ii) in subsection (e), by striking “sub-  
 2 sections (e), (f), and (g) of section 23” and  
 3 inserting “subsections (d), (e), and (f) of  
 4 section 36C”.

5 (D) Section 1016(a)(26) is amended by  
 6 striking “23(g)” and inserting “36C(f)”.

7 (E) Section 6211(b)(4)(A) of such Code is  
 8 amended by inserting “36C,” after “36B”.

9 (F) The table of sections for subpart A of  
 10 part IV of subchapter A of chapter 1 of such  
 11 Code of 1986 is amended by striking the item  
 12 relating to section 23.

13 (G) Paragraph (2) of section 1324(b) of  
 14 title 31, United States Code, as amended by  
 15 this Act, is amended by inserting “36C,” after  
 16 “36B,”.

17 (H) The table of sections for subpart C of  
 18 part IV of subchapter A of chapter 1 of the In-  
 19 ternal Revenue Code of 1986, as amended by  
 20 this Act, is amended by inserting after the item  
 21 relating to section 36B the following new item:

“Sec. 36C. Adoption expenses.”.

22 (b) EFFECTIVE DATE.—The amendments made by  
 23 this section shall apply to taxable years beginning after  
 24 December 31, 2016.