

116TH CONGRESS
1ST SESSION

H. R. 5114

To amend title 31, United States Code, to limit the amount that the portion of a taxpayer's tax refund attributable to the child tax credit and the earned income tax credit may be reduced by reason of student loan debt.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2019

Ms. GARCIA of Texas (for herself, Ms. NORTON, Ms. LEE of California, Ms. ESCOBAR, Ms. JAYAPAL, Ms. TLAIB, Ms. HAALAND, Mrs. WATSON COLEMAN, Mr. EVANS, Ms. OCASIO-CORTEZ, Mr. COX of California, Mr. SOTO, and Mr. GRIJALVA) introduced the following bill; which was referred to the Committee on Oversight and Reform, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 31, United States Code, to limit the amount that the portion of a taxpayer's tax refund attributable to the child tax credit and the earned income tax credit may be reduced by reason of student loan debt.

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 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Stop EITC and CTC Seizures Act”.

1 **SEC. 2. LIMITATION ON REDUCTION OF CERTAIN POR-**
2 **TIONS OF TAX REFUND BY AMOUNT OF STU-**
3 **DENT LOAN DEBT.**

4 (a) IN GENERAL.—Section 3720A of title 31, United
5 States Code, is amended by adding at the end the fol-
6 lowing new subsection:

7 “(j) The Secretary of the Treasury may not reduce
8 under subsection (c), by reason of student loan debt, a
9 refund of Federal taxes paid that is payable to a taxpayer
10 to the extent such reduction would cause such refund to
11 be less than the sum of credits allowed under subpart C
12 of part IV of subchapter A of chapter 1 of the Internal
13 Revenue Code of 1986 by reason of sections 24 and 32
14 of such Code. For purposes of the previous sentence, the
15 Secretary of the Treasury shall determine the amount of
16 the reduction under subsection (c) that is by reason of
17 student loan debt and the amount of the refund that is
18 being reduced after applying all other reductions under
19 such subsection.”.

20 (b) EFFECTIVE DATE.—The amendments made by
21 this section shall apply to refunds of Federal taxes paid
22 for taxable years beginning after the date of the enactment
23 of this Act.

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