

105TH CONGRESS
1ST SESSION

S. 366

To amend the Congressional Budget and Impoundment Control Act of 1974 to prohibit the consideration of retroactive tax increases.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 26, 1997

Mr. COVERDELL (for himself, Mrs. HUTCHISON, Mr. MCCAIN, Mr. FAIRCLOTH, Mr. KYL, Mr. THOMAS, and Mr. INHOFE) introduced the following bill; which was read twice and referred jointly pursuant to the order of August 4, 1997, to the Committees on the Budget and Governmental Affairs, with instructions that if one Committee reports, the other Committee has thirty days to report or be discharged

A BILL

To amend the Congressional Budget and Impoundment Control Act of 1974 to prohibit the consideration of retroactive tax increases.

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. AMENDMENTS TO THE CONGRESSIONAL BUDG-**
4 **ET AND IMPOUNDMENT CONTROL ACT OF**
5 **1974.**

6 (a) IN GENERAL.—Title III of the Congressional
7 Budget and Impoundment Control Act of 1974 is amend-
8 ed by adding at the end the following:

1 “PROHIBITION ON THE CONSIDERATION OF RETROACTIVE
2 TAX INCREASES

3 “SEC. 314. (a) IN GENERAL.—It shall not be in order
4 in the House of Representatives or the Senate to consider
5 any bill, joint resolution, amendment, motion, or con-
6 ference report, that increases a tax and applies such in-
7 crease to taxable years beginning before the date of the
8 enactment of the law.

9 “(b) INCREASES A TAX.—The term ‘increases a tax’
10 shall include a change in any rate of tax, deduction, ex-
11 emption, credit, exclusion, or similar change to the Inter-
12 nal Revenue Code of 1986 that will result in an obligation
13 to pay a larger tax.”.

14 (b) SUPERMAJORITY POINT OF ORDER.—Subsections
15 (c) and (d) of section 904 of the Congressional Budget
16 and Impoundment Control Act of 1974 are amended by
17 inserting “314,” after “313,”.

18 (c) CONFORMING AMENDMENT.—The table of con-
19 tents for the Congressional Budget and Impoundment
20 Control Act of 1974 is amended by inserting after the item
21 relating to section 313 the following:

“Sec. 314. Prohibition on the consideration of retroactive tax increases.”.

22 (d) EFFECTIVE DATE.—The amendments made by
23 this section take effect on January 1, 1998.

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