AMENDMENT NO._______    Calendar No._______

Purpose: To pay for the cost of the bill by eliminating certain
tax breaks for millionaires and billionaires, including
deductions for gambling losses and entertainment ex-
penses and credits for energy and child care expenses.


S. 3457

AMENDMENT NO. 2824

By: Coburn

To:

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Page(s)

1. Strike section 14 and all that follows and insert the
   following:

SEC. 14. EXTENSION OF MODIFIED PENSION FOR CERTAIN
   VETERANS COVERED BY MEDICAID PLANS
   FOR SERVICES FURNISHED BY NURSING FACILITIES.

2. Section 5503(d)(7) of title 38, United States Code,
   is amended by striking “September 30, 2016” and insert-
   ing “March 31, 2017”.

3. and

4. noted

5. COBURN
SEC. 15. REVOCATION OR DENIAL OF PASSPORT IN CASE
OF CERTAIN UNPAID TAXES.

(a) IN GENERAL.—Subchapter D of chapter 75 of the
Internal Revenue Code of 1986 is amended by adding at
the end the following new section:

"SEC. 7345. REVOCATION OR DENIAL OF PASSPORT IN CASE
OF CERTAIN TAX DELINQUENCIES.

“(a) IN GENERAL.—If the Secretary receives certifi-
cation by the Commissioner of Internal Revenue that any
individual has a seriously delinquent tax debt in an
amount in excess of $50,000, the Secretary shall transmit
such certification to the Secretary of State for action with
respect to denial, revocation, or limitation of a passport
pursuant to section 15(d) of the Veterans Jobs Corps Act
of 2012.

“(b) SERIOUSLY DELINQUENT TAX DEBT.—For pur-
poses of this section, the term ‘seriously delinquent tax
debt’ means an outstanding debt under this title for which
a notice of lien has been filed in public records pursuant
to section 6323 or a notice of levy has been filed pursuant
to section 6331, except that such term does not include—

“(1) a debt that is being paid in a timely man-
ner pursuant to an agreement under section 6159 or
7122, and

“(2) a debt with respect to which collection is
suspended because a collection due process hearing
under section 6330, or relief under subsection (b),
(e), or (f) of section 6015, is requested or pending.

“(c) ADJUSTMENT FOR INFLATION.—In the case of
a calendar year beginning after 2012, the dollar amount
in subsection (a) shall be increased by an amount equal
to—

“(1) such dollar amount, multiplied by
“(2) the cost-of-living adjustment determined
under section 1(f)(3) for the calendar year, deter-
mined by substituting ‘calendar year 2011’ for ‘cal-
endar year 1992’ in subparagraph (B) thereof.

If any amount as adjusted under the preceding sentence
is not a multiple of $1,000, such amount shall be rounded
to the next highest multiple of $1,000.”.

(b) CLERICAL AMENDMENT.—The table of sections
for subchapter D of chapter 75 of the Internal Revenue
Code of 1986 is amended by adding at the end the fol-
lowing new item:

“Sec. 7345. Revocation or denial of passport in case of certain tax delin-
quencies.”.

(c) AUTHORITY FOR INFORMATION SHARING.—

(1) IN GENERAL.—Subsection (l) of section
6103 of the Internal Revenue Code of 1986 is
amended by adding at the end the following new
paragraph:
“(23) Disclosure of return information to department of state for purposes of passport revocation under section 7345.—

“(A) In general.—The Secretary shall, upon receiving a certification described in section 7345, disclose to the Secretary of State return information with respect to a taxpayer who has a seriously delinquent tax debt described in such section. Such return information shall be limited to—

“(i) the taxpayer identity information with respect to such taxpayer, and

“(ii) the amount of such seriously delinquent tax debt.

“(B) Restriction on disclosure.—Return information disclosed under subparagraph (A) may be used by officers and employees of the Department of State for the purposes of, and to the extent necessary in, carrying out the requirements of section 15(d) of the Veterans Jobs Corps Act of 2012.”.

(2) Conforming amendment.—Paragraph (4) of section 6103(p) of such Code is amended by striking “or (22)” each place it appears in subparagraph
(F)(ii) and in the matter preceding subparagraph (A) and inserting "(22), or (23)".

(d) Authority to Deny or Revoke Passport.—

(1) Denial.—

(A) In general.—Except as provided under subparagraph (B), upon receiving a certification described in section 7345 of the Internal Revenue Code of 1986 from the Secretary of the Treasury, the Secretary of State may not issue a passport to any individual who has a seriously delinquent tax debt described in such section.

(B) Emergency and humanitarian situations.—Notwithstanding subparagraph (A), the Secretary of State may issue a passport, in emergency circumstances or for humanitarian reasons, to an individual described in subparagraph (A).

(2) Revocation.—

(A) In general.—The Secretary of State may revoke a passport previously issued to any individual described in paragraph (1)(A).

(B) Limitation for return to United States.—If the Secretary of State decides to
revoke a passport under subparagraph (A), the
Secretary of State, before revocation, may——
(i) limit a previously issued passport
only for return travel to the United States;
or
(ii) issue a limited passport that only
permits return travel to the United States.
(3) HOLD HARMLESS.—The Secretary of the
Treasury and the Secretary of State shall not be lia-
ble to an individual for any action with respect to a
certification by the Commissioner of Internal Rev-
ue under section 7345 of the Internal Revenue
(e) REVOCATION OR DENIAL OF PASSPORT IN CASE
OF INDIVIDUAL WITHOUT SOCIAL SECURITY ACCOUNT
NUMBER.—
(1) DENIAL.—
(A) IN GENERAL.—Except as provided
under subparagraph (B), upon receiving an ap-
lication for a passport from an individual that
either——
(i) does not include the social security
account number issued to that individual,
or
(ii) includes an incorrect or invalid social security number willfully, intentionally, negligently, or recklessly provided by such individual, the Secretary of State is authorized to deny such application and is authorized to not issue a passport to the individual.

(B) EMERGENCY AND HUMANITARIAN SITUATIONS.—Notwithstanding subparagraph (A), the Secretary of State may issue a passport, in emergency circumstances or for humanitarian reasons, to an individual described in subparagraph (A).

(2) REVOCATION.—

(A) IN GENERAL.—The Secretary of State may revoke a passport previously issued to any individual described in paragraph (1)(A).

(B) LIMITATION FOR RETURN TO UNITED STATES.—If the Secretary of State decides to revoke a passport under subparagraph (A), the Secretary of State, before revocation, may—

(i) limit a previously issued passport only for return travel to the United States; or
(ii) issue a limited passport that only permits return travel to the United States.

(f) Effective Date.—The provisions of, and amendments made by, this section shall take effect on January 1, 2013.

SEC. 16. NO MORTGAGE INTEREST DEDUCTION FOR MILLIONAIRES AND BILLIONAIRES.

(a) In General.—Section 163(h)(4) of the Internal Revenue Code of 1986 is amended by adding at the end the following new subparagraph:

"(G) No deduction for millionaires and billionaires.—

"(i) In general.—Except as provided in clause (ii), no deduction shall be allowed by reason of paragraph (2)(D) for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year.

"(ii) Termination.—Clause (i) shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of
the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.

SEC. 17. NO RENTAL EXPENSE DEDUCTION FOR MILLIONAIRES AND BILLIONAIRES.

(a) IN GENERAL.—Section 212 of the Internal Revenue Code of 1986 is amended by adding at the end the following new flush sentence:

“Paragraph (2) shall not apply for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year. The preceding sentence shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act.”.
(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.

SEC. 18. NO GAMBLING LOSS DEDUCTION FOR MILLIONAIRES AND BILLIONAIRES.

(a) IN GENERAL.—Section 165(d) of the Internal Revenue Code of 1986 is amended by adding at the end the following: “In the case of a taxpayer with an adjusted gross income equal to or greater than $1,000,000 for the taxable year, the preceding sentence shall not apply for any taxable year beginning before the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act.”

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.

SEC. 19. NO DISCHARGE OF INDEBTEDNESS DEDUCTION FOR MILLIONAIRES AND BILLIONAIRES.

(a) IN GENERAL.—Section 108 of the Internal Revenue Code of 1986 is amended by adding at the end the following new subsection:
“(j) No Deduction for Millionaires and Billionaires.—

“(1) In General.—Except as provided in paragraph (2), no exclusion shall be allowed by reason of this section for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year.

“(2) Termination.—Paragraph (1) shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act.”.

(b) Effective Date.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.

SEC. 20. NO ELECTRIC PLUG-IN VEHICLE TAX CREDIT FOR MILLIONAIRES AND BILLIONAIRES.

(a) In General.—Section 30D(f) of the Internal Revenue Code of 1986 is amended by adding at the end the following new paragraph:
“(8) NO CREDIT FOR MILLIONAIRES AND BILLIONAIRES.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), no credit described in subsection (e)(2) shall be allowed under this section for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year.

“(B) TERMINATION.—Subparagraph (A) shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.
SEC. 21. NO HOUSEHOLD AND DEPENDENT CARE CREDIT FOR MILLIONAIRES AND BILLIONAIRES.

(a) In General.—Section 21 of the Internal Revenue Code of 1986 is amended by redesignating subsection (f) as subsection (g) and by inserting after subsection (e) the following new subsection:

"(f) No Credit for Millionaires and Billionaires.—

"(1) In General.—Except as provided in paragraph (2), no credit shall be allowed under this section for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year.

"(2) Termination.—Paragraph (1) shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act."

(b) Effective Date.—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.
SEC. 22. NO RESIDENTIAL ENERGY EFFICIENT PROPERTY CREDIT FOR MILLIONAIRES AND BILLIONAIRES.

(a) In General.—Section 25D(e) of the Internal Revenue Code of 1986 is amended by adding at the end the following new paragraph:

"(9) NO CREDIT FOR MILLIONAIRES AND BILLIONAIRES.—

"(A) In General.—Except as provided in subparagraph (B), no credit shall be allowed under this section for any taxable year with respect to any taxpayer with an adjusted gross income equal to or greater than $1,000,000 for such taxable year.

"(B) Termination.—Subparagraph (A) shall not apply to any taxable year beginning after the date on which the aggregate savings from the elimination of the deductions and credits for millionaires attributable to the enactment of sections 16 through 22 of the Veterans Jobs Corps Act of 2012 matches dollar for dollar the increase of expenditures attributable to the enactment of sections 2 through 14 of such Act."
(b) **Effective Date.**—The amendment made by this section shall apply to taxable years beginning after December 31, 2012.

**SEC. 23. SCORING OF BUDGETARY EFFECTS.**

The budgetary effects of this Act, for the purpose of complying with the Statutory Pay-As-You-Go Act of 2010, shall be determined by reference to the latest statement titled “Budgetary Effects of PAYGO Legislation” for this Act, submitted for printing in the Congressional Record by the Chairman of the Senate Budget Committee, provided that such statement has been submitted prior to the vote on passage.