

113TH CONGRESS  
1ST SESSION

# S. 1056

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

MAY 23, 2013

Mr. CASEY (for himself, Ms. LANDRIEU, and Mr. BLUNT) 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 2013”.

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 gated) 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 24(b)(3)(B) of such Code is  
10 amended by striking “23,”.

11 (B) Section 25(e)(1)(C) of such Code is  
12 amended by striking “23,” both places it ap-  
13 pears.

14 (C) Section 25A(i)(5)(B) of such Code is  
15 amended by striking “23, 25D,” and inserting  
16 “25D”.

17 (D) Section 25B(g)(2) of such Code is  
18 amended by striking “23,”.

19 (E) Section 26(a)(1) of such Code is  
20 amended by striking “23,”.

21 (F) Section 30(c)(2)(B)(ii) of such Code is  
22 amended by striking “23, 25D,” and inserting  
23 “25D”.

24 (G) Section 30B(g)(2)(B)(ii) of such Code  
25 is amended by striking “23,”.

1 (H) Section 30D(c)(2)(B)(ii) of such Code  
2 is amended by striking “sections 23 and” and  
3 inserting “section”.

4 (I) Section 36C of such Code, as so redesi-  
5 gnated, is amended—

6 (i) in subsection (b)(2)(A), by striking  
7 “(determined without regard to subsection  
8 (c))”,

9 (ii) by striking subsection (c), and

10 (iii) by redesignating subsections (d)  
11 through (i) as subsections (e) through (h),  
12 respectively.

13 (J) Section 137 of such Code is amend-  
14 ed—

15 (i) in subsection (d), by striking “sec-  
16 tion 23(d)” and inserting “section  
17 36C(c)”, and

18 (ii) in subsection (e), by striking “sub-  
19 sections (e), (f), and (g) of section 23” and  
20 inserting “subsections (d), (e), and (f) of  
21 section 36C”.

22 (K) Section 904(i) of such Code is amend-  
23 ed by striking “23,”.

24 (L) Section 1016(a)(26) is amended by  
25 striking “23(g)” and inserting “36C(f)”.

1 (M) Section 1400C(d)(2) of such Code is  
2 amended by striking “23,”.

3 (N) Section 6211(b)(4)(A) of such Code is  
4 amended by inserting “36C,” before “53(e)”.

5 (O) The table of sections for subpart A of  
6 part IV of subchapter A of chapter 1 of such  
7 Code of 1986 is amended by striking the item  
8 relating to section 23.

9 (P) Paragraph (2) of section 1324(b) of  
10 title 31, United States Code, as amended by  
11 this Act, is amended by inserting “36C,” after  
12 “36B,”.

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

“Sec. 36C. Adoption expenses.”

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

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