

111TH CONGRESS  
1ST SESSION

# H. R. 1132

To amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 23, 2009

Mr. POMEROY (for himself and Mr. MORAN of Kansas) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance 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. EXTENSION AND MODIFICATION OF RAILROAD**

4 **TRACK MAINTENANCE CREDIT.**

5 (a) EXTENSION OF CREDIT.—Section 45G(f) of the  
6 Internal Revenue Code of 1986 is amended by striking  
7 “January 1, 2010” and inserting “January 1, 2013”.

8 (b) EXPENDITURES.—Subsection (d) of section 45G  
9 of the Internal Revenue Code of 1986 (relating to quali-  
10 fied railroad track maintenance expenditures) is amended

1 by striking “for maintaining” and all that follows and in-  
2 serting “for maintaining—

3           “(A) in the case of taxable years beginning  
4           after December 31, 2004, and before January  
5           1, 2009, railroad track (including roadbed,  
6           bridges, and related track structures) owned or  
7           leased as of January 1, 2005, by a Class II or  
8           Class III railroad (determined without regard  
9           to any consideration for such expenditures  
10          given by the Class II or Class III railroad which  
11          made the assignment of such track), and

12          “(B) in the case of taxable years beginning  
13          after December 31, 2008, railroad track (in-  
14          cluding roadbed, bridges, and related track  
15          structures) owned or leased as of January 1,  
16          2009, by a Class II or Class III railroad (deter-  
17          mined without regard to any consideration for  
18          such expenditures given by the Class II or Class  
19          III railroad which made the assignment of such  
20          track).”.

21          (c) CREDIT LIMITATION ADJUSTMENT.—Subpara-  
22          graph (A) of section 45G(b)(1) of the Internal Revenue  
23          Code of 1986 is amended by striking “\$3,500” and insert-  
24          ing “\$4,500”.

1       (d) EFFECTIVE DATE.—The amendments made by  
2 this section shall apply to taxable years beginning after  
3 December 31, 2008.

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