

115TH CONGRESS
2D SESSION

H. R. 7373

To amend the Internal Revenue Code of 1986 to provide an exemption from FIRPTA for interests held by certain foreign insurance companies.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2018

Mr. HOLDING introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to provide an exemption from FIRPTA for interests held by certain foreign insurance companies.

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. FIRPTA EXEMPTION FOR INTERESTS HELD BY**
4 **CERTAIN FOREIGN INSURANCE COMPANIES.**

5 (a) IN GENERAL.—Section 897(l)(1) of the Internal
6 Revenue Code of 1986 is amended—

7 (1) by striking “a qualified foreign pension
8 fund shall not” and inserting “a qualified foreign
9 entity shall not”; and

1 (2) by striking “held by a qualified foreign pen-
2 sion fund shall be treated as such a fund” and in-
3 serting “held (directly or indirectly) by one or more
4 qualified foreign entities shall be treated as such an
5 entity”.

6 (b) QUALIFIED FOREIGN ENTITY.—Section 897(l) of
7 such Code is amended by redesignating paragraphs (2)
8 and (3) as paragraphs (3) and (4), respectively, and by
9 inserting after paragraph (1) the following new paragraph:

10 “(2) QUALIFIED FOREIGN ENTITY.—For pur-
11 poses of this subsection, the term ‘qualified foreign
12 entity’ means—

13 “(A) any qualifying insurance corporation
14 (as defined in section 1297(f)(1)), and

15 “(B) any qualified foreign pension fund.”.

16 (c) CLERICAL AMENDMENT.—The heading of section
17 897(l) is amended by striking “QUALIFIED FOREIGN PEN-
18 SION FUNDS” and inserting “CERTAIN FOREIGN ENTI-
19 TIES”.

20 (d) EFFECTIVE DATE.—The amendments made by
21 this section shall apply to dispositions and distributions
22 after the date of the enactment of this Act.

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