

113TH CONGRESS  
1ST SESSION

# S. 1442

To amend the Internal Revenue Code of 1986 to make permanent the minimum low-income housing tax credit rate for unsubsidized buildings and to provide a minimum 4 percent credit rate for existing buildings.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2013

Ms. CANTWELL (for herself, Mr. ROBERTS, Ms. COLLINS, Mr. KING, Mr. CARDIN, Mr. BROWN, Mr. MENENDEZ, Mr. SCHUMER, Mrs. BOXER, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HARKIN, Ms. KLOBUCHAR, Mr. WHITEHOUSE, Mrs. FEINSTEIN, Ms. HIRONO, Mr. SCHATZ, Ms. WARREN, Mr. BLUMENTHAL, Mr. MARKEY, and Mr. SANDERS) 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 make permanent the minimum low-income housing tax credit rate for unsubsidized buildings and to provide a minimum 4 percent credit rate for existing buildings.

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 “Improving the Low  
5 Income Housing Tax Credit Rate Act”.

1 **SEC. 2. EXTENSION AND MODIFICATION OF MINIMUM LOW-**  
2 **INCOME HOUSING TAX CREDIT RATE FOR**  
3 **CERTAIN BUILDINGS.**

4 (a) PERMANENT EXTENSION.—Paragraph (2) of sec-  
5 tion 42(b) of the Internal Revenue Code of 1986 is amend-  
6 ed—

7 (1) by striking “TEMPORARY MINIMUM CREDIT  
8 RATE” in the heading and inserting “MINIMUM  
9 CREDIT RATE”, and

10 (2) by striking “with respect to housing credit  
11 dollar amount allocations made before January 1,  
12 2014” in subparagraph (A).

13 (b) MINIMUM 4 PERCENT CREDIT RATE FOR CER-  
14 TAIN EXISTING BUILDINGS.—Subsection (b) of section 42  
15 of the Internal Revenue Code of 1986 is amended—

16 (1) by redesignating paragraph (3) as para-  
17 graph (4), and

18 (2) by inserting after paragraph (2) the fol-  
19 lowing new paragraph:

20 “(3) MINIMUM CREDIT RATE FOR NON-FEDER-  
21 ALLY SUBSIDIZED EXISTING BUILDINGS.—In the  
22 case of any existing building—

23 “(A) which is placed in service by the tax-  
24 payer after the date of the enactment of this  
25 paragraph, and

1                   “(B) which is not federally subsidized for  
2                   the taxable year,  
3                   the applicable percentage shall be not less than 4  
4                   percent.”.

5                   (c) EFFECTIVE DATE.—The amendments made by  
6 this section shall apply to buildings placed in service after  
7 the date of the enactment of this Act.

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