

AMENDMENT

OFFERED BY Mr. Pence

In lieu of the matter proposed to be inserted, insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Tax Relief Certainty Act”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—PERMANENT TAX RELIEF

- Sec. 101. Repeal of EGTRRA sunset.
- Sec. 102. Repeal of JGTRRA sunset.
- Sec. 103. Technical and conforming amendments.

TITLE II—PERMANENT INDIVIDUAL AMT RELIEF

Sec. 201. Permanent individual AMT relief.

**6 TITLE I—PERMANENT TAX
7 RELIEF**

8 SEC. 101. REPEAL OF EGTRRA SUNSET.

9 (a) IN GENERAL.—Section 901 of the Economic
10 Growth and Tax Relief Reconciliation Act of 2001 is re-
11 pealed.

12 (b) SUNSET MAINTAINED FOR EXPANSION OF ADOP-
13 TION BENEFITS UNDER THE PATIENT PROTECTION AND
14 AFFORDABLE CARE ACT.—Subsection (c) of section

1 10909 of the Patient Protection and Affordable Care Act
2 is amended to read as follows:

3 “(c) SUNSET PROVISION.—All provisions of, and
4 amendments made by, this section shall not apply to tax-
5 able years beginning after December 31, 2011, and the
6 Internal Revenue Code of 1986 shall be applied and ad-
7 ministered to such years as if such provisions and amend-
8 ments had never been enacted.”.

9 **SEC. 102. REPEAL OF JGTRRA SUNSET.**

10 Section 303 of the Jobs and Growth Tax Relief Rec-
11 onciliation Act of 2003 is repealed.

12 **SEC. 103. TECHNICAL AND CONFORMING AMENDMENTS.**

13 The Secretary of the Treasury or the Secretary’s del-
14 egate shall not later than 90 days after the date of the
15 enactment of this Act, submit to the Committee on Ways
16 and Means of the House of Representatives and the Com-
17 mittee on Finance of the Senate a draft of any technical
18 and conforming changes in the Internal Revenue Code of
19 1986 which are necessary to reflect throughout such Code
20 the purposes of the provisions of, and amendments made
21 by, this Act.

1 **TITLE II—PERMANENT**
2 **INDIVIDUAL AMT RELIEF**

3 **SEC. 201. PERMANENT INDIVIDUAL AMT RELIEF.**

4 (a) MODIFICATION OF ALTERNATIVE MINIMUM TAX
5 EXEMPTION AMOUNT.—

6 (1) IN GENERAL.—Paragraph (1) of section
7 55(d) of the Internal Revenue Code of 1986 (relat-
8 ing to exemption amount) is amended to read as fol-
9 lows:

10 “(1) EXEMPTION AMOUNT FOR TAXPAYERS
11 OTHER THAN CORPORATIONS.—In the case of a tax-
12 payer other than a corporation, the term ‘exemption
13 amount’ means—

14 “(A) the dollar amount for taxable years
15 beginning in the calendar year as specified in
16 the table contained in paragraph (4)(A) in the
17 case of—

18 “(i) a joint return, or

19 “(ii) a surviving spouse,

20 “(B) the dollar amount for taxable years
21 beginning in the calendar year as specified in
22 the table contained in paragraph (4)(B) in the
23 case of an individual who—

24 “(i) is not a married individual, and

25 “(ii) is not a surviving spouse,

1 “(C) 50 percent of the dollar amount ap-
 2 plicable under paragraph (1)(A) in the case of
 3 a married individual who files a separate re-
 4 turn, and

5 “(D) \$22,500 in the case of an estate or
 6 trust.

7 For purposes of this paragraph, the term ‘surviving
 8 spouse’ has the meaning given to such term by sec-
 9 tion 2(a), and marital status shall be determined
 10 under section 7703.”.

11 (2) SPECIFIED EXEMPTION AMOUNTS.—Section
 12 55(d) of such Code is amended by adding at the end
 13 the following new paragraph:

14 “(4) SPECIFIED EXEMPTION AMOUNTS.—

15 “(A) TAXPAYERS DESCRIBED IN PARA-
 16 GRAPH (1)(A).—For purposes of paragraph
 17 (1)(A)—

“For taxable years beginning in—	The exemp- tion amount is:
2010	\$72,450
2011	\$74,450
2012	\$78,250
2013	\$81,450
2014	\$85,050
2015	\$88,650
2016	\$92,650
2017	\$96,550
2018	\$100,950
2019	\$105,150
2020	\$109,950.

1 “(B) TAXPAYERS DESCRIBED IN PARA-
 2 GRAPH (1)(B).—For purposes of paragraph
 3 (1)(B)—

“For taxable years beginning in—	The exemp- tion amount is:
2010	\$47,450
2011	\$48,450
2012	\$50,350
2013	\$51,950
2014	\$53,750
2015	\$55,550
2016	\$57,550
2017	\$59,500
2018	\$61,700
2019	\$63,800
2020	\$66,200.”

4 (b) ALTERNATIVE MINIMUM TAX RELIEF FOR NON-
 5 REFUNDABLE CREDITS.—

6 (1) IN GENERAL.—Subsection (a) of section 26
 7 of the Internal Revenue Code of 1986 is amended to
 8 read as follows:

9 “(a) LIMITATION BASED ON AMOUNT OF TAX.—The
 10 aggregate amount of credits allowed by this subpart for
 11 the taxable year shall not exceed the sum of—

12 “(1) the taxpayer’s regular tax liability for the
 13 taxable year reduced by the foreign tax credit allow-
 14 able under section 27(a), and

15 “(2) the tax imposed by section 55(a) for the
 16 taxable year.”.

17 (2) CONFORMING AMENDMENTS.—

18 (A) ADOPTION CREDIT.—

1 (i) Section 23(b) of such Code, as in
2 effect on December 31, 2009, is amended
3 by striking paragraph (4).

4 (ii) Section 23(c) of such Code, as in
5 effect on December 31, 2009, is amended
6 by striking paragraphs (1) and (2) and in-
7 serting the following:

8 “(1) IN GENERAL.—If the credit allowable
9 under subsection (a) for any taxable year exceeds
10 the limitation imposed by section 26(a) for such tax-
11 able year reduced by the sum of the credits allowable
12 under this subpart (other than this section and sec-
13 tions 25D and 1400C), such excess shall be carried
14 to the succeeding taxable year and added to the
15 credit allowable under subsection (a) for such tax-
16 able year.”.

17 (iii) Section 23(c) of such Code, as in
18 effect on December 31, 2009 amended by
19 redesignating paragraph (3) as paragraph
20 (2).

21 (B) CHILD TAX CREDIT.—

22 (i) Section 24(b) of such Code is
23 amended by striking paragraph (3).

24 (ii) Section 24(d)(1) of such Code is
25 amended—

1 (I) by striking “section 26(a)(2)
2 or subsection (b)(3), as the case may
3 be,” each place it appears in subpara-
4 graphs (A) and (B) and inserting
5 “section 26(a)”, and

6 (II) by striking “section 26(a)(2)
7 or subsection (b)(3), as the case may
8 be” in the second last sentence and
9 inserting “section 26(a)”.

10 (C) CREDIT FOR INTEREST ON CERTAIN
11 HOME MORTGAGES.—Section 25(e)(1)(C) of
12 such Code is amended to read as follows:

13 “(C) APPLICABLE TAX LIMIT.—For pur-
14 poses of this paragraph, the term ‘applicable
15 tax limit’ means the limitation imposed by sec-
16 tion 26(a) for the taxable year reduced by the
17 sum of the credits allowable under this subpart
18 (other than this section and sections 23, 25D,
19 and 1400C).”.

20 (D) SAVERS’ CREDIT.—Section 25B of
21 such Code is amended by striking subsection
22 (g).

23 (E) RESIDENTIAL ENERGY EFFICIENT
24 PROPERTY.—Section 25D(c) of such Code is
25 amended to read as follows:

1 “(c) CARRYFORWARD OF UNUSED CREDIT.—If the
2 credit allowable under subsection (a) exceeds the limita-
3 tion imposed by section 26(a) for such taxable year re-
4 duced by the sum of the credits allowable under this sub-
5 part (other than this section), such excess shall be carried
6 to the succeeding taxable year and added to the credit al-
7 lowable under subsection (a) for such succeeding taxable
8 year.”.

9 (F) CERTAIN PLUG-IN ELECTRIC VEHI-
10 CLES.—Section 30(c)(2) of such Code is
11 amended to read as follows:

12 “(2) PERSONAL CREDIT.—For purposes of this
13 title, the credit allowed under subsection (a) for any
14 taxable year (determined after application of para-
15 graph (1)) shall be treated as a credit allowable
16 under subpart A for such taxable year.”.

17 (G) ALTERNATIVE MOTOR VEHICLE CRED-
18 IT.—Section 30B(g)(2) of such Code is amend-
19 ed to read as follows:

20 “(2) PERSONAL CREDIT.—For purposes of this
21 title, the credit allowed under subsection (a) for any
22 taxable year (determined after application of para-
23 graph (1)) shall be treated as a credit allowable
24 under subpart A for such taxable year.”.

1 (H) NEW QUALIFIED PLUG-IN ELECTRIC
2 VEHICLE CREDIT.—Section 30D(e)(2) of such
3 Code is amended to read as follows:

4 “(2) PERSONAL CREDIT.—For purposes of this
5 title, the credit allowed under subsection (a) for any
6 taxable year (determined after application of para-
7 graph (1)) shall be treated as a credit allowable
8 under subpart A for such taxable year.”.

9 (I) CROSS REFERENCES.—Section 55(c)(3)
10 of such Code is amended by striking “26(a),
11 30C(d)(2),” and inserting “30C(d)(2)”.

12 (J) FOREIGN TAX CREDIT.—Section 904 of
13 such Code is amended by striking subsection (i)
14 and by redesignating subsections (j) , (k), and
15 (l) as subsections (i), (j), and (k), respectively.

16 (K) FIRST-TIME HOME BUYER CREDIT FOR
17 THE DISTRICT OF COLUMBIA.—Section
18 1400C(d) of such Code is amended to read as
19 follows:

20 “(d) CARRYFORWARD OF UNUSED CREDIT.—If the
21 credit allowable under subsection (a) exceeds the limita-
22 tion imposed by section 26(a) for such taxable year re-
23 duced by the sum of the credits allowable under subpart
24 A of part IV of subchapter A (other than this section and
25 section 25D), such excess shall be carried to the suc-

1 ceeding taxable year and added to the credit allowable
2 under subsection (a) for such taxable year.”.

3 (e) EFFECTIVE DATE.—The amendments made by
4 this section shall apply to taxable years beginning after
5 December 31, 2009.

