

116TH CONGRESS
2D SESSION

S. 3696

To amend the Internal Revenue Code of 1986 to disregard additional unemployment compensation for purposes of premium tax credit and cost-sharing subsidies, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 12, 2020

Mr. CARDIN (for himself, Mr. VAN HOLLEN, Mrs. SHAHEEN, Mr. BENNET, Mr. BROWN, and Mr. MARKEY) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to disregard additional unemployment compensation for purposes of premium tax credit and cost-sharing subsidies, and for other purposes.

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 “Health Insurance Re-
5 lief for Unemployed Individuals and Families”.

1 **SEC. 2. DISREGARD OF ADDITIONAL UNEMPLOYMENT COM-**
 2 **PENSATION FOR PURPOSES OF PREMIUM**
 3 **TAX CREDIT AND COST-SHARING SUBSIDIES.**

4 (a) IN GENERAL.—Section 36B(d)(2)(B) of the In-
 5 ternal Revenue Code of 1986 is amended—

6 (1) by redesignating clauses (i), (ii), and (iii) as
 7 subclauses (I), (II), and (III), respectively, and by
 8 moving such subclauses 2 ems to the right;

9 (2) by striking “adjusted gross income in-
 10 creased by” and inserting “adjusted gross income—

11 “(i) decreased by the amount of any
 12 Federal pandemic unemployment com-
 13 pensation paid to an individual under sec-
 14 tion 2104 of division A of the CARES Act
 15 during the taxable year, and; and

16 “(ii) increased by—”; and

17 (3) by adding at the end the following new
 18 flush sentence:

19 “Clause (i) shall not apply to the extent that such decrease
 20 results in a household income for the taxpayer which is
 21 less than 100 percent of the poverty line for a family of
 22 the size involved.”.

23 (b) TEMPORARY SUSPENSION OF RECAPTURE OF EX-
 24 CESS ADVANCE PAYMENTS.—Section 36B(f)(2) of the In-
 25 ternal Revenue Code of 1986 is amended by adding at the
 26 end the following new subparagraph:

1 “(C) SPECIAL RULE FOR 2020 AND 2021.—

2 Subparagraph (A) shall not apply to any tax-

3 able year beginning in 2020 or 2021.”.

4 (c) EFFECTIVE DATE.—The amendments made by

5 this section shall apply to taxable years beginning after

6 December 31, 2019.

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