

104TH CONGRESS
1ST SESSION

H. R. 2246

To amend the Internal Revenue Code of 1986 to provide for designation of overpayments and contributions to the United States Library Trust Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 4, 1995

Mr. SERRANO 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 for designation of overpayments and contributions to the United States Library Trust Fund, 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 “United States Library
5 Trust Fund Act”.

6 **SEC. 2. UNITED STATES LIBRARY TRUST FUND.**

7 (a) DESIGNATION OF OVERPAYMENTS AND CON-
8 TRIBUTIONS FOR UNITED STATES LIBRARY TRUST

1 FUND.—Subchapter A of chapter 61 of the Internal Reve-
2 nue Code of 1986 is amended by adding at the end the
3 following new part:

4 **“PART IX—DESIGNATION OF OVERPAYMENTS**
5 **AND CONTRIBUTIONS FOR UNITED STATES**
6 **LIBRARY TRUST FUND**

“Sec. 6097. Designation.

7 **“SEC. 6097. DESIGNATION.**

8 “(a) IN GENERAL.—In the case of an individual, with
9 respect to each return of the taxpayer for the taxable year
10 of the tax imposed by chapter 1, such taxpayer may des-
11 ignate that—

12 “(1) \$1 of any overpayment of tax for such tax-
13 able year, and

14 “(2) any cash contribution which the taxpayer
15 includes with such return,

16 shall be paid over to the United States Library Trust
17 Fund in accordance with the provisions of section 9512.

18 In the case of a joint return with respect to which an over-
19 payment of \$2 or more is due, each spouse may designate
20 that \$1 shall be paid to such trust fund.

21 “(b) MANNER AND TIME OF DESIGNATION.—A des-
22 ignation under subsection (a) may be made with respect
23 to any taxable year—

1 “(1) at the time of filing the return of the tax
2 imposed by chapter 1 for such taxable year, or

3 “(2) at any other time (after the time of filing
4 the return of the tax imposed by chapter 1 for such
5 taxable year) specified in regulations prescribed by
6 the Secretary.

7 Such designation shall be made in such manner as the
8 Secretary prescribes by regulations except that such des-
9 ignation shall be made either on the first page of the re-
10 turn or on the page bearing the taxpayer’s signature.

11 “(c) OVERPAYMENTS TREATED AS REFUNDED.—For
12 purposes of this title, any portion of an overpayment of
13 tax designated under subsection (a) shall be treated as
14 being refunded to the taxpayer as of the last date pre-
15 scribed for filing the return of tax imposed by chapter 1
16 (determined without regard to extensions).”

17 (b) CREATION OF TRUST FUND.—Subchapter A of
18 chapter 98 of such Code is amended by adding at the end
19 the following new section:

20 “**SEC. 9512. UNITED STATES LIBRARY TRUST FUND.**

21 “(a) CREATION OF TRUST FUND.—There is estab-
22 lished in the Treasury of the United States a trust fund
23 to be known as the ‘United States Library Trust Fund’,
24 consisting of such amounts as may be credited or paid to
25 such trust fund as provided in section 6097.

1 “(b) TRANSFERS TO TRUST FUND.—There are here-
2 by appropriated to the United States Library Trust Fund
3 amounts equivalent to—

4 “(1) the amounts of the overpayments of tax to
5 which designations under section 6097 apply, and

6 “(2) the amounts of contributions made under
7 such section to such trust fund.

8 “(c) EXPENDITURES FROM TRUST FUND.—Amounts
9 in the United States Library Trust Fund shall be avail-
10 able, as provided in appropriation Acts, only for purposes
11 of making expenditures to carry out section 3 of the Unit-
12 ed States Library Trust Fund Act.”

13 (c) CLERICAL AMENDMENTS.—

14 (1) The table of parts for subchapter A of chap-
15 ter 61 of such Code is amended by adding at the
16 end the following new item:

 “Part IX. Designation of overpayments and contributions for
 United States Library Trust Fund.”

17 (2) The table of sections for subchapter A of
18 chapter 98 of such Code is amended by adding at
19 the end the following new item:

 “Sec. 9512. United States Library Trust Fund.”

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

1 **SEC. 3. GRANTS TO LIBRARIES.**

2 (a) ELIGIBILITY OF PUBLIC LIBRARIES AND PUBLIC
3 SCHOOL LIBRARIES.—A public library or public school li-
4 brary is eligible to receive a grant under this section from
5 the United States Library Trust Fund established pursu-
6 ant to section 9512 of the Internal Revenue Code of 1986
7 for any fiscal year by submitting an application to the Of-
8 fice of Library Services that includes—

9 (1) certification that the library does not have
10 the financial resources available to purchase new
11 books or collections;

12 (2) assurances that funds received under this
13 section will be used only to purchase materials for
14 the library;

15 (3) assurances that funds received under this
16 section will be used to supplement, not supplant,
17 other funds received by such library; and

18 (4) an agreement to make available any finan-
19 cial records that the Office of Library Services may
20 need for audit purposes.

21 (b) GRANT SELECTION.—The Office of Library Serv-
22 ices shall select the number of grant awards made under
23 this section and the amount of each such award based
24 upon economic need in accordance with regulations pub-
25 lished by the Office.