

103D CONGRESS  
1ST SESSION

# S. 139

To amend the Internal Revenue Code of 1986 to extend the period for the rollover of gain from the sale of a principal residence to a principal residence located in a disaster area.

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IN THE SENATE OF THE UNITED STATES

JANUARY 21 (legislative day, JANUARY 5), 1993

Mr. INOUYE 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 extend the period for the rollover of gain from the sale of a principal residence to a principal residence located in a disaster area.

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. EXTENSION OF PERIOD FOR ROLLOVER OF**

4       **GAIN ON SALE OF PRINCIPAL RESIDENCE TO**

5       **PRINCIPAL RESIDENCE LOCATED IN DISAS-**

6       **TER AREA.**

7       (a) IN GENERAL.—Section 1034 of the Internal Rev-

8 enue Code of 1986 (relating to rollover of gain on sale

1 of principal residence) is amended by redesignating sub-  
2 section (l) as subsection (m) and by inserting after sub-  
3 section (k) the following new subsection:

4       “(l) SPECIAL RULE WHERE NEW RESIDENCE LO-  
5 CATED IN DISASTER AREA.—

6           “(1) IN GENERAL.—If the taxpayer’s new resi-  
7 dence is located or is to be located in a qualified dis-  
8 aster area designated subsequent to the sale of the  
9 taxpayer’s old residence, subsection (a) shall be ap-  
10 plied by substituting ‘ending 4 years, or such longer  
11 period as designated by the Secretary’ for ‘ending 2  
12 years’.

13           “(2) QUALIFIED DISASTER AREA.—For pur-  
14 poses of this subsection, the term ‘qualified disaster  
15 area’ means an area designated by the President of  
16 the United States to warrant assistance by the Fed-  
17 eral Government under the Robert T. Stafford Dis-  
18 aster Relief and Emergency Assistance Act.”.

19       (b) EFFECTIVE DATE.—The amendments made by  
20 subsection (a) shall apply to new residences (within the  
21 meaning of section 1034 of the Internal Revenue Code of  
22 1986) purchased on or after August 24, 1992, in taxable  
23 years ending after such date.

