

107TH CONGRESS
1ST SESSION

S. 1641

To impose additional requirements to ensure greater use of the advance payment of the earned income credit and to extend such advance payment to all taxpayers eligible for the credit.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 6, 2001

Mr. SESSIONS (for himself and Mr. NICKLES) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To impose additional requirements to ensure greater use of the advance payment of the earned income credit and to extend such advance payment to all taxpayers eligible for the credit.

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. ADDITIONAL REQUIREMENTS TO ENSURE**

4 **GREATER USE OF ADVANCE PAYMENT OF**

5 **EARNED INCOME CREDIT.**

6 Not later than January 1, 2002, the Secretary of the

7 Treasury by regulation shall require—

12 Such regulations shall require an employer to provide such
13 an application within 30 days of the hiring date of an em-
14 ployee and at least annually thereafter. Such regulations
15 shall further provide that, upon receipt of a completed
16 form, an employer shall provide for the advance payment
17 of the earned income credit as provided under section
18 3507 of the Internal Revenue Code of 1986.

19 SEC. 2. EXTENSION OF ADVANCE PAYMENT OF EARNED IN-
20 COME CREDIT TO ALL ELIGIBLE TAXPAYERS.

21 (a) IN GENERAL.—Section 3507(b) of the Internal
22 Revenue Code of 1986 (relating to earned income eligi-
23 bility certificate) is amended by striking paragraph (2)
24 and by redesignating paragraphs (3) and (4) as para-
25 graphs (2) and (3), respectively.

1 (b) CONFORMING AMENDMENTS.—

2 (1) Section 3507(c)(2)(B) of the Internal Rev-
3 enue Code of 1986 is amended by inserting “has 1
4 or more qualifying children and” before “is not mar-
5 ried.”.6 (2) Section 3507(c)(2)(C) of such Code is
7 amended by striking “the employee” and inserting
8 “an employee with 1 or more qualifying children”.9 (3) Section 3507(f) of such Code is amended by
10 striking “who have 1 or more qualifying children
11 and”.12 (c) EFFECTIVE DATE.—The amendments made by
13 this section shall apply to taxable years beginning after
14 December 31, 2001.