

108TH CONGRESS
2D SESSION

S. 2881

To clarify that State tax incentives for investment in new machinery and equipment are a reasonable regulation of commerce and not an undue burden on interstate commerce, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 1, 2004

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

A BILL

To clarify that State tax incentives for investment in new machinery and equipment are a reasonable regulation of commerce and not an undue burden on interstate commerce, 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. STATE TAX INCENTIVES FOR INVESTMENT IN**

4 **NEW MACHINERY AND EQUIPMENT.**

5 (a) **IN GENERAL.**—A State may provide to any enti-

6 ty—

7 (1) a credit against any tax or fee owed to the

8 State under a State law; or

7 (b) EFFECT ON INTERSTATE COMMERCE.—Any ac-
8 tion taken by a State in accordance with this section with
9 respect to a tax or fee payable, or incentive applicable,
10 for any period beginning after the date of the enactment
11 of this Act shall—

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