

109TH CONGRESS
2^D SESSION

H. R. 6180

To amend the Internal Revenue Code of 1986 to increase the income limitation with respect to the credit against tax for qualified adoption expenses and to increase the dollar limitation with respect to such credit in the case of an adoption of a child with special needs or a child age 9 or older.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2006

Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. PAUL, Mr. FORD, and Mr. OBERSTAR) 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 increase the income limitation with respect to the credit against tax for qualified adoption expenses and to increase the dollar limitation with respect to such credit in the case of an adoption of a child with special needs or a child age 9 or older.

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 “Older Kids Act of
5 2006”.

1 **SEC. 2. INCREASE IN LIMITATIONS WITH RESPECT TO**
2 **CREDIT AGAINST TAX FOR QUALIFIED ADOP-**
3 **TION EXPENSES.**

4 (a) CREDIT LIMITATION INCREASE FOR ADOPTION
5 OF CHILD WITH SPECIAL NEEDS OR CHILD AGE 9 OR
6 OLDER.—

7 (1) IN GENERAL.—Section 23(a) of the Internal
8 Revenue Code of 1986 (relating to allowance of
9 credit) is amended by adding at the end the fol-
10 lowing new paragraph:

11 “(4) ADOPTION OF CHILD WITH SPECIAL
12 NEEDS OR CHILD AGE 9 OR OLDER.—In the case of
13 the adoption of a child with special needs which be-
14 comes final in a taxable year or the adoption of a
15 child which becomes final in a taxable year during
16 which the child has attained age 9—

17 “(A) subsection (b)(1) shall be applied by
18 substituting ‘\$20,000’ for ‘\$10,000’, and

19 “(B) to the extent that qualified adoption
20 expenses exceed \$10,000 and are paid or in-
21 curred before the taxable year in which such
22 adoption becomes final, such expenses shall be
23 taken into account under this section as if such
24 expenses were paid or incurred during the tax-
25 able year in which such adoption becomes
26 final.”.

1 (2) EXCEPTION FOR FOREIGN ADOPTIONS.—
2 Section 23(e) of such Code is amended by striking
3 “and” at the end of paragraph (1), by striking the
4 period at the end of paragraph (2) and inserting “,
5 and”, and by adding at the end the following new
6 paragraph:

7 “(3) subsection (a)(4) shall not apply.”.

8 (b) INCOME LIMITATION INCREASE.—Section
9 23(b)(2)(A) of such Code is amended—

10 (1) in clause (i), by striking “\$150,000” and
11 inserting “\$500,000”, and

12 (2) in clause (ii), by striking “\$40,000” and in-
13 serting “\$100,000”.

14 (c) CONFORMING AMENDMENT.—Section 23(f) of
15 such Code is amended by striking “subsection (a)(3)” and
16 inserting “paragraphs (3) and (4) of subsection (a)”.

17 (d) EFFECTIVE DATE.—The amendments made by
18 this section shall apply to taxable years beginning after
19 December 31, 2006.

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