

103^D CONGRESS
2^D SESSION

H. R. 4747

To amend the Internal Revenue Code of 1986 to allow claims for credits and refunds in certain cases where the statute of limitations is open for the assessment of a deficiency.

IN THE HOUSE OF REPRESENTATIVES

JULY 13, 1994

Mr. MORAN 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 allow claims for credits and refunds in certain cases where the statute of limitations is open for the assessment of a deficiency.

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. CLAIMS FOR CREDITS AND REFUNDS PER-**

4 **MITTED IN CERTAIN CASES WHERE STATUTE**

5 **OF LIMITATIONS IS OPEN FOR ASSESSMENT**

6 **OF DEFICIENCY.**

7 (a) IN GENERAL.—Subsection (d) of section 6511 of

8 the Internal Revenue Code of 1986 (relating to limitations

1 on credit or refund) is amended by adding at the end the
2 following new paragraph:

3 “(7) SPECIAL PERIOD OF LIMITATION WHERE STAT-
4 UTE IS OPEN FOR ASSESSMENT OF DEFICIENCY.—If
5 the claim for credit or refund relates to an overpay-
6 ment of the tax imposed by subtitle A with respect
7 to a taxable year for which an assessment of a defi-
8 ciency may be made by reason of 6501(e), in lieu of
9 the 3-year period referred to in subsection (a), the
10 limitation shall be 6 years.”

11 (b) EFFECTIVE DATE.—The amendment made by
12 subsection (a) shall apply to taxable years with respect to
13 which the statute of limitations for the assessment of a
14 deficiency has not expired before the date of the enactment
15 of this Act.

○