

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To establish a trust fund to assist domestic manufacturers of certain articles in complying with regulations promulgated by the Administrator of the Environmental Protection Agency relating to improving air quality.

**IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.**

**H. R. 1314**

To amend the Internal Revenue Code of 1986 to provide for a right to an administrative appeal relating to adverse determinations of tax-exempt status of certain organizations.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. BALDWIN to  
the amendment (No. 1221) proposed by Mr. HATCH

Viz:

1 At the end, add the following:

2 **TITLE III—MISCELLANEOUS**

3 **SEC. 301. ENVIRONMENTAL IMPROVEMENT TRUST FUND.**

4 (a) IN GENERAL.—There is established in the Treas-  
5 ury of the United States a trust fund to be known as the  
6 “Environmental Improvement Trust Fund” (in this sec-  
7 tion referred to as the “Trust Fund”), consisting of such  
8 amounts as may be transferred to the Trust Fund under

1 subsection (b) and any amounts that may be credited to  
2 the Trust Fund under subsection (d)(3).

3 (b) TRANSFER OF AMOUNTS.—

4 (1) IN GENERAL.—The Secretary of the Treas-  
5 ury shall transfer to the Trust Fund, from the gen-  
6 eral fund of the Treasury, amounts determined by  
7 the Secretary to be equivalent to amounts received  
8 in the general fund that are attributable to the du-  
9 ties collected, during the period specified in para-  
10 graph (3), pursuant to a countervailing duty order  
11 or an antidumping duty order under title VII of the  
12 Tariff Act of 1930 (19 U.S.C. 1671 et seq.) or a  
13 finding under the Antidumping Act, 1921 (title II of  
14 the Act of May 27, 1921; 42 Stat. 11, chapter 14)  
15 on articles produced by manufacturers in the fol-  
16 lowing industries, as determined by the Secretary:

17 (A) Food and beverages.

18 (B) Textiles.

19 (C) Lumber.

20 (D) Paper and printing.

21 (E) Chemicals.

22 (F) Plastics and rubber.

23 (G) Nonmetallic minerals.

24 (H) Primary metals.

25 (I) Fabricated metals.

1 (J) Machinery and equipment.

2 (K) Electronic equipment.

3 (L) Transportation equipment.

4 (M) Any other manufacturing industry if  
5 domestic manufacturers in that industry are re-  
6 quired to purchase new equipment or hire new  
7 employees in order to comply with regulations  
8 promulgated by the Administrator of the Envi-  
9 ronmental Protection Agency relating to im-  
10 proving overall environmental quality.

11 (2) DETERMINATION.—In determining if do-  
12 mestic manufacturers are required to purchase new  
13 equipment or hire new employees in order to comply  
14 with regulations under paragraph (1)(M), the Sec-  
15 retary shall consult with the Administrator.

16 (3) PERIOD SPECIFIED.—The period specified  
17 in this paragraph begins on January 1, 2016, and  
18 ends on the date that is 5 years after the date of  
19 the enactment of this Act.

20 (c) AVAILABILITY OF AMOUNTS IN TRUST FUND.—

21 (1) AVAILABILITY FOR ASSISTING DOMESTIC  
22 MANUFACTURERS.—Amounts in the Trust Fund  
23 shall be available to the Administrator, as provided  
24 by appropriation Acts—

1 (A) to assist any domestic manufacturer in  
2 an industry specified in subsection (b)(1) if that  
3 domestic manufacturer is required to purchase  
4 new equipment or hire new employees in order  
5 to comply with any regulations promulgated by  
6 the Administrator relating to improving overall  
7 environmental quality, as determined by the  
8 Administrator; and

9 (B) to cover administrative costs incurred  
10 by the Administrator in carrying out subpara-  
11 graph (A).

12 (2) DISTRIBUTION OF AMOUNTS.—

13 (A) IN GENERAL.—Subject to subpara-  
14 graph (B), the Administrator shall distribute  
15 amounts available for assistance under para-  
16 graph (1)(A) among domestic manufacturers in  
17 the industries specified in subsection (b)(1) in  
18 proportion to the estimated impact of regula-  
19 tions described in such paragraph on the prices  
20 in the United States of articles produced by do-  
21 mestic manufacturers in such industries, as de-  
22 termined by the Administrator.

23 (B) EXCLUSION.—Of the amounts distrib-  
24 uted under subparagraph (A), 75 percent of  
25 those amounts shall be distributed to domestic

1 manufacturers that are small or medium sized  
2 enterprises, as determined by the Adminis-  
3 trator.

4 (d) INVESTMENT OF TRUST FUND.—

5 (1) IN GENERAL.—The Secretary of the Treas-  
6 ury shall invest such portion of the Trust Fund as  
7 is not required to meet current withdrawals in inter-  
8 est-bearing obligations of the United States or in ob-  
9 ligations guaranteed as to both principal and inter-  
10 est by the United States.

11 (2) OBLIGATIONS.—

12 (A) ACQUISITION.—The obligations speci-  
13 fied in paragraph (1) may be acquired on origi-  
14 nal issue at the issue price or by purchase of  
15 outstanding obligations at the market price.

16 (B) SALE.—Any obligation acquired by the  
17 Trust Fund may be sold by the Secretary of the  
18 Treasury at the market price.

19 (3) INTEREST AND PROCEEDS FROM SALE OR  
20 REDEMPTION OF OBLIGATIONS.—The interest on,  
21 and the proceeds from the sale or redemption of, any  
22 obligations held in the Trust Fund shall be credited  
23 to and form a part of the Trust Fund.

1           (e) DOMESTIC MANUFACTURER DEFINED.—In this  
2 section, the term “domestic manufacturer” means a per-  
3 son that produces articles in the United States.