

H.R. 1300: Mr. FRISA, Ms. MOLINARI, Mr. WHITFIELD, and Mr. JONES.

H.R. 1318: Mr. HANCOCK.

H.J. Res. 3: Mr. HANCOCK.

H.J. Res. 48: Mr. GUTKNECHT.

H.J. Res. 61: Mr. GOODLATTE.

H.J. Res. 70: Mr. CLYBURN, Mr. HILLIARD, Mr. GENE GREEN of Texas, Mr. BENTSEN, Mr. OWENS, Ms. RIVERS, Mr. McDERMOTT, Mrs. MEEK of Florida, Ms. NORTON, Mr. WILSON, and Mr. KENNEDY of Massachusetts.

H.J. Res. 76: Mr. TORKILDSEN, Mr. WHITE, Mr. WHITFIELD, Ms. FURSE, Mr. HANCOCK, and Mr. HOKE.

H.J. Res. 79: Mr. EDWARDS.

H. Con. Res. 12: Mr. MORAN, Mr. ENGEL, and Mr. PARKER.

H. Con. Res. 19: Mr. SENSENBRENNER.

H. Con. Res. 45: Mr. WATTS of Oklahoma, Mr. FOX, Mr. THOMPSON, Mr. TORKILDSEN, and Mr. HALL of Texas.

H. Res. 59: Mr. SABO, Mr. LEVIN, Mr. LEWIS of Georgia, and Mr. MARKEY.

PETITIONS, ETC.

Under clause 1 of rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

4. The SPEAKER presented a petition of the mayor of the city of DeRidder, LA, relative to a petition for damages filed by two residents of Beauregard Parish; which was referred to the Committee on the Judiciary.

AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 1215

OFFERED BY: MR. BROWDER

AMENDMENT NO. 1: After section 1 of the bill insert the following new sections (and conform the table of contents accordingly):

SEC. 2. EFFECTIVE DATES DELAYED UNTIL FEDERAL BUDGET PROJECTED TO BE IN BALANCE.

(a) IN GENERAL.—Notwithstanding any other provision of this Act and any amendment made by this Act, except as otherwise provided in this section—

(1) any reference in this Act (or in any amendment made by this Act) to 1995 (other than to the short title of this Act) shall be treated as a reference to the calendar year ending in the first successful deficit reduction year,

(2) any reference in this Act (or in any amendment made by this Act) to any later calendar year shall be treated as a reference to the calendar year which is the same number of years after such first calendar year as such later year is after 1995,

(3) any reference in this Act to the date of the enactment of this Act shall be treated as a reference to the date of the certification referred to in subsection (b)(1), and

(4) any reference to the base year for any adjustment based on a change in the gross domestic product deflator or the Consumer Price Index shall be treated as a reference to the calendar year preceding the calendar year referred to in paragraph (1).

(b) FIRST SUCCESSFUL DEFICIT REDUCTION YEAR.—For purposes of this section and section 3—

(1) IN GENERAL.—The term "first successful deficit reduction year" means the first fiscal year beginning after the date of the enactment of this Act with respect to which there is an OMB certification before the beginning of such fiscal year that the budget of the United States will be in balance by fiscal year 2002 based upon estimates of enacted legislation, including the amendments made by this Act.

(2) OMB CERTIFICATION.—The term "OMB certification" means a written certification by the Director of the Office of Management and Budget to the President and the Congress.

(c) CERTIFICATION DURING 1995.—Subsections (a) and (d) shall not apply if there is

an OMB certification made during 1995 that the budget of the United States will be in balance by fiscal year 2002 based upon estimates of enacted legislation, including the amendments made by this Act.

(d) SPECIAL RULES.—

(1) CAPITAL GAINS; INDEXING; NEUTRAL COST RECOVERY.—Any reference in subtitle A or B of title III (or in any amendment made by such subtitles) to December 31, 1994, or January 1, 1995, shall be treated as a reference to the day preceding and the day on which, respectively, the certification referred to in subsection (b)(1) is made.

(2) LESSOR IMPROVEMENTS; MINIMUM TAX.—Any reference in section 322 or 331 of this Act (or in any amendment made by such sections) to March 13 or March 14, 1995, shall be treated as a reference to the day preceding and the day on which, respectively, the certification referred to in subsection (b)(1) is made.

(e) TECHNICAL CORRECTIONS.—This section and section 3 shall not apply to title VI and the amendments made by such title.

SEC. 3. TERMINATION OF TAX BENEFITS IF FEDERAL BUDGET DEFICIT REDUCTION TARGETS ARE NOT MET.

(a) NO CREDITS, DEDUCTIONS, EXCLUSIONS, PREFERENTIAL RATE OF TAX, ETC.—No tax benefit provided by any provision of the Internal Revenue Code of 1986 added by this Act shall apply to any taxable year beginning after the calendar year in which the first failed deficit reduction year ends.

(b) FIRST FAILED DEFICIT REDUCTION YEAR.—For purposes of this section, the term "first failed deficit reduction year" means the first year (beginning after the earliest date on which any amendment made by this Act takes effect) with respect to which there is an OMB certification during the 3-month period after the close of such fiscal year that the actual deficit in the budget of the United States for such fiscal year was greater than the deficit target for such fiscal year specified in the following table:

In the case of fiscal year:	The deficit target (in billions) is:
1996	\$150
1997	125
1998	100
1999	75
2000	50
2001	25
2002 or thereafter	0.

(c) NO RECOVERY OF FOREGONE COST-OF-LIVING ADJUSTMENT.—Any change in the gross domestic product deflator or the Consumer Price Index which would (but for this section) be taken into account under any amendment made by this Act for any period shall be reduced by the portion of such change attributable to any calendar year beginning after the first failed deficit reduction year.

(d) PHASE-IN OF BENEFITS SUSPENDED.—For purposes of applying sections 86(a)(3), 1979(b)(1), and 2010(c)(1) of the Internal Revenue Code of 1986 (as added by this Act) and section 203(f)(8)(b)(D) of Social Security Act (as added by this Act), in lieu of applying subsection (a), the level of benefit under each such section with respect to the calendar year in which the first failed deficit reduction year ends shall apply with respect to all succeeding calendar years.

(e) RESTORATION OF TERMINATED MINIMUM TAX PROVISIONS.—If any tax benefit does not apply to any taxable year by reason of subsection (a), the provisions of subpart G of part IV, and part VI, of subchapter A of chapter 1 of the Internal Revenue Code of 1986 as in effect on the day before the date of the enactment of this Act shall apply to such taxable year.

(f) INSURANCE RESERVES.—In lieu of applying subsection (a), the amendment made by

section 221(b) shall not apply to contracts issued after the calendar year in which the first failed deficit reduction year ends.

H.R. 1215

OFFERED BY: MR. ORTON

AMENDMENT NO. 2: At the end of title I of the bill insert the following new sections (and conform the table of contents accordingly):

SEC. 105. CERTAIN RETIREMENT PLANS AUTHORIZED TO MAKE EQUITY INVESTMENTS IN PRINCIPAL RESIDENCES FOR FIRST-TIME HOMEBUYERS.

(a) EXEMPTION FROM PROHIBITED TRANSACTION RULES.—Section 4975 (relating to tax on prohibited transactions) is amended by redesignating subsections (h) and (i) as subsections (i) and (j), respectively, and by inserting after subsection (g) the following new subsection:

"(h) SPECIAL RULE FOR HOME EQUITY PARTICIPATION ARRANGEMENTS.—

"(1) IN GENERAL.—The prohibitions provided in subsection (c) shall not apply to any qualified home equity participation arrangement.

"(2) QUALIFIED HOME EQUITY PARTICIPATION ARRANGEMENT.—For purposes of this subsection—

"(A) IN GENERAL.—The term 'qualified home equity participation arrangement' means an arrangement—

"(i) under which the trustee of an individual retirement plan, at the direction of the eligible participant, shall acquire an ownership interest in any dwelling unit which within a reasonable period of time (determined at the time the arrangement is executed) is to be used as the principal residence for a first-time homebuyer, and

"(ii) which meets the requirements of subparagraph (B) of this paragraph.

"(B) OWNERSHIP INTEREST REQUIREMENT.—An arrangement shall meet the requirements of this subparagraph if the ownership interest described in subparagraph (A)—

"(i) is a fee interest in such property (and, in the case of an arrangement which is not otherwise at arm's length, the trustee's fee interest would be reasonable in an arm's length arrangement),

"(ii) by its terms requires repayment in full upon the sale or other transfer of the dwelling unit, and

"(iii) may not be used as security for any loan secured by any interest in the dwelling unit.

"(3) DEFINITIONS.—For purposes of this subsection—

"(A) ELIGIBLE PARTICIPANT.—The term 'eligible participant' means an individual on whose behalf an individual retirement plan is established.

"(B) FIRST-TIME HOMEBUYER.—The term 'first-time homebuyer' means an individual who—

"(i) is an eligible participant or qualified family member, and

"(ii) had (and if married, such individual's spouse had) no present ownership interest in a principal residence at any time during the 36-month period before the date of the arrangement.

"(C) QUALIFIED FAMILY MEMBER.—The term 'qualified family member' means a child (as defined in section 151(c)(3)), parent, or grandparent of the eligible participant (or such participant's spouse). Section 152(b)(2) shall apply in determining if an individual is a parent or grandparent of an eligible participant (or such participant's spouse).

"(D) ACQUISITION; ETC.—

"(i) ACQUISITION.—The term 'acquisition' includes construction, reconstruction, and improvement related to such acquisition.