

105TH CONGRESS
2D SESSION

H. R. 3942

To provide that for taxable years beginning before 1980 the Federal income tax deductibility of flight training expenses shall be determined without regard to whether such expenses were reimbursed through certain veterans educational assistance allowances.

IN THE HOUSE OF REPRESENTATIVES

MAY 21, 1998

Mrs. TAUSCHER (for herself, Ms. LOFGREN, Mr. FROST, Mr. FAZIO of California, Mr. KENNEDY of Rhode Island, and Mr. TORRES) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To provide that for taxable years beginning before 1980 the Federal income tax deductibility of flight training expenses shall be determined without regard to whether such expenses were reimbursed through certain veterans educational assistance allowances.

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. TREATMENT OF CERTAIN REIMBURSED FLIGHT**
4 **TRAINING EXPENSES.**

5 (a) IN GENERAL.—In the case of a taxable year be-
6 ginning before January 1, 1980, the determination of
7 whether a deduction is allowable under section 162(a) of

1 the Internal Revenue Code of 1986 for flight training ex-
2 penses shall be made without regard to whether the tax-
3 payer was reimbursed for any portion of such expenses
4 under section 1677(b) of title 38, United States Code (as
5 in effect before its repeal by Public Law 97-35).

6 (b) STATUTE OF LIMITATIONS.—If refund or credit
7 of any overpayment of tax resulting from the application
8 of subsection (a) is prevented at any time before the close
9 of the 1-year period beginning on the date of the enact-
10 ment of this Act by the operation of any law or rule of
11 law (including res judicata), refund or credit of such over-
12 payment (to the extent attributable to the application of
13 subsection (a)) may, nevertheless, be made or allowed if
14 claim therefor is filed before the close of such 1-year pe-
15 riod.

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