

106TH CONGRESS
1ST SESSION

S. 602

To amend chapter 8 of title 5, United States Code, to provide for congressional review of any rule promulgated by the Internal Revenue Service that increases Federal revenue, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 11, 1999

Mr. SHELBY (for himself, Mr. BOND, Mr. COVERDELL, Mr. HAGEL, Mr. KYL, Mr. BURNS, Mr. GRAMM, Mr. ASHCROFT, Mr. THOMAS, Mr. ABRAHAM, Mr. GRASSLEY, Mr. HELMS, Mr. INHOFE, Mr. SESSIONS, Mr. GRAMS, Mr. COCHRAN, Mr. HUTCHINSON, and Ms. SNOWE) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

A BILL

To amend chapter 8 of title 5, United States Code, to provide for congressional review of any rule promulgated by the Internal Revenue Service that increases Federal revenue, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CONGRESSIONAL REVIEW OF INTERNAL REVE-**
2 **NUE SERVICE RULES THAT INCREASE REVE-**
3 **NUE.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Stealth Tax Prevention Act”.

6 (b) **IN GENERAL.**—Section 804(2) of title 5, United
7 States Code, is amended to read as follows:

8 “(2) The term ‘major rule’—

9 “(A) means any rule that—

10 “(i) the Administrator of the Office of
11 Information and Regulatory Affairs of the
12 Office of Management and Budget finds
13 has resulted in or is likely to result in—

14 “(I) an annual effect on the
15 economy of \$100,000,000 or more;

16 “(II) a major increase in costs or
17 prices for consumers, individual indus-
18 tries, Federal, State, or local govern-
19 ment agencies, or geographic regions;
20 or

21 “(III) significant adverse effects
22 on competition, employment, invest-
23 ment, productivity, innovation, or on
24 the ability of United States-based en-
25 terprises to compete with foreign-

1 based enterprises in domestic and ex-
2 port markets; or

3 “(ii)(I) is promulgated by the Internal
4 Revenue Service; and

5 “(II) the Administrator of the Office
6 of Information and Regulatory Affairs of
7 the Office of Management and Budget
8 finds that the implementation and enforce-
9 ment of the rule has resulted in or is likely
10 to result in any net increase in Federal
11 revenues over current practices in tax col-
12 lection or revenues anticipated from the
13 rule on the date of the enactment of the
14 statute under which the rule is promul-
15 gated; and

16 “(B) does not include any rule promul-
17 gated under the Telecommunications Act of
18 1996 and the amendments made by that Act.”.

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