

115TH CONGRESS
1ST SESSION

H. R. 2014

To amend the Internal Revenue Code of 1986 to impose an excise tax
on greenhouse gas emissions.

IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 2017

Mr. DELANEY (for himself, Mr. CARTWRIGHT, and Mr. POLIS) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Internal Revenue Code of 1986 to impose
an excise tax on greenhouse gas emissions.

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. SHORT TITLE.**

4 This Act may be cited as the “Tax Pollution, Not
5 Profits Act”.

1 **SEC. 2. GREENHOUSE GAS EMISSIONS.**

2 (a) IN GENERAL.—Chapter 38 of the Internal Rev-
 3 enue Code of 1986 is amended by adding at the end there-
 4 of the following new subchapter:

5 **“Subchapter E—Greenhouse Gas Emissions**

“Sec. 4691. Tax imposed on greenhouse gas emissions.

“Sec. 4692. Border adjustments.

“Sec. 4693. Definitions and other rules.

6 **“SEC. 4691. TAX IMPOSED ON GREENHOUSE GAS EMIS-**
 7 **SIONS.**

8 “(a) IN GENERAL.—There is hereby imposed a tax
 9 on greenhouse gas emissions from fossil fuel products and
 10 on greenhouse gas emissions from any person who is re-
 11 quired to report emissions, or to which emissions are at-
 12 tributed, under subpart A of part 98 of title 40, Code of
 13 Federal Regulations, as in effect on the date of the enact-
 14 ment of the Tax Pollution, Not Profits Act, and emitted
 15 not less than 25,000 tons of carbon dioxide emissions or
 16 carbon dioxide equivalent emissions during the preceding
 17 calendar year.

18 “(b) APPLICATION OF TAX.—The Secretary shall
 19 apply to the person responsible for reporting under part
 20 98 of title 40, Code of Federal Regulations, unless, in con-
 21 sultation with the Administrator of the Environmental
 22 Protection Agency, the Secretary determines that applying
 23 the tax to a different person would be less burdensome

1 and would not have the effect of increasing carbon dioxide
2 equivalent emissions.

3 “(c) AMOUNT OF TAX.—In 2018, the amount of the
4 tax will equal \$30 per metric ton of carbon dioxide or car-
5 bon dioxide equivalent. The amount in the preceding sen-
6 tence shall be increased each subsequent year by 4 percent
7 above inflation, as measured by the Consumer Price Index
8 for all urban consumers (all items; United States city av-
9 erage), rounded up to the next whole dollar amount.

10 “(d) REFUND.—The Secretary shall provide a refund
11 equal to the tax per metric ton of carbon dioxide or carbon
12 dioxide equivalent for the capture and permanent seques-
13 tration of greenhouse gas emissions or from the use of
14 a fossil fuel in manufacturing which does not result in the
15 emission of a greenhouse gas in a manner that can be
16 reasonably assumed to permanently sequester the green-
17 house gas content of the fossil fuel.

18 **“SEC. 4692. BORDER ADJUSTMENTS.**

19 “(a) EXPORTS.—In the case of any good exported
20 from the United States, the Secretary may provide an
21 equivalency refund to the person exporting such good
22 equal to the cost associated with the tax imposed in section
23 4691.

24 “(b) IMPORTS.—In the case of any good imported
25 into the United States that would have had an increased

1 cost imposed by section 4691 had that good been produced
 2 in the United States, the Secretary may impose an equiva-
 3 lency fee on the person importing such good equivalent
 4 to the tax that would have been imposed under section
 5 4691 at any point in the supply chain of that good, had
 6 that good been produced in the United States.

7 “(c) REGULATORY AUTHORITY.—The Secretary shall
 8 consult with the Administrator of the Environmental Pro-
 9 tection Agency, the United States Trade Representative,
 10 and the Secretary of Energy in establishing rules and reg-
 11 ulations implementing the purposes of this section.

12 **“SEC. 4693. DEFINITIONS AND OTHER RULES.**

13 “(a) DEFINITIONS.—For purposes of this sub-
 14 chapter—

15 “(b) CARBON DIOXIDE EQUIVALENT.—The term
 16 ‘carbon dioxide equivalent’ means, for each greenhouse
 17 gas, the quantity of greenhouse gas that the Administrator
 18 of the Environmental Protection Agency determines
 19 makes the same contribution to global warming as 1 met-
 20 ric ton of carbon dioxide.

21 “(c) GREENHOUSE GAS.—The term ‘greenhouse gas’
 22 means any of the following:

23 “(1) Carbon dioxide.

24 “(2) Methane.

25 “(3) Nitrous oxide.

1 “(4) Sulfur hexafluoride.

2 “(5) Hydrofluorocarbons.

3 “(6) Perfluorocarbons.

4 “(d) REGULATIONS.—The Secretary shall prescribe
 5 such regulations as may be necessary to carry out the pro-
 6 visions of this subchapter, including, in consultation with
 7 the Administrator of the Environmental Protection Agen-
 8 cy, defining ‘permanent sequestration of greenhouse gas
 9 emissions’ and specifying under what conditions ‘the use
 10 of a fossil fuel in manufacturing which does not result in
 11 the emission of a greenhouse gas in a manner that can
 12 be reasonably assumed to permanently sequester the
 13 greenhouse gas content of the fossil fuel’ for purposes of
 14 this section.”.

15 (b) CLERICAL AMENDMENT.—The table of sub-
 16 chapters for chapter 38 of the Internal Revenue Code of
 17 1986 is amended by adding at the end the following new
 18 item:

“SUBCHAPTER E. GREENHOUSE GAS EMISSIONS”.

19 (c) EFFECTIVE DATE.—The amendments made by
 20 this section shall apply to taxable years beginning after
 21 December 31, 2017.

22 **SEC. 3. ASSISTANCE TO LOW INCOME FAMILIES.**

23 (a) IN GENERAL.—The Social Security Act (42
 24 U.S.C. 301 et seq.) is amended by adding at the end the
 25 following:

1 **“TITLE XXII—LOW-INCOME EN-**
2 **ERGY COST MITIGATION PRO-**
3 **GRAM**

4 **“SEC. 2201. LOW-INCOME ENERGY COST MITIGATION PRO-**
5 **GRAM.**

6 “(a) IN GENERAL.—The Secretary, in consultation
7 with the Commissioner of Social Security and the Sec-
8 retary of Agriculture, shall formulate and administer the
9 program provided for in this section, which shall be known
10 as the ‘Low-Income Energy Cost Mitigation Program’,
11 and under which eligible households are provided an en-
12 ergy refund.

13 “(b) ELIGIBILITY OF HOUSEHOLDS TO RECEIVE EN-
14 ERGY REFUND.—Each eligible household shall be entitled
15 to receive monthly cash payments under this section in
16 an amount equal to the monthly energy refund amount
17 determined under subsection (d).

18 “(c) ELIGIBILITY.—

19 “(1) ELIGIBLE HOUSEHOLDS.—A household
20 shall be considered to be an eligible household for
21 purposes of this section if—

22 “(A) except as provided in subsection
23 (d)(4), the gross income of the household does
24 not exceed 200 percent of the poverty line;

1 “(B) the State agency for the State in
2 which the household is located determines that
3 the household is participating in—

4 “(i) the Supplemental Nutrition As-
5 sistance Program authorized by the Food
6 and Nutrition Act of 2008 (7 U.S.C. 2011
7 et seq.);

8 “(ii) the Food Distribution Program
9 on Indian Reservations authorized by sec-
10 tion 4(b) of such Act (7 U.S.C. 2013(b));
11 or

12 “(iii) the program for nutrition assist-
13 ance in Puerto Rico or American Samoa
14 under section 19 of such Act (7 U.S.C.
15 2028);

16 “(C) the household consists of a single in-
17 dividual or a married couple, and—

18 “(i) receives the subsidy described in
19 section 1860D–14 of this Act (42 U.S.C.
20 1395w–114); or

21 “(ii)(I) participates in the program
22 under title XVIII of this Act; and

23 “(II) meets the income requirements
24 described in section 1860D–14(a)(1) or

1 (a)(2) of this Act (42 U.S.C. 1395w–
2 114(a)(1) or (a)(2)); or

3 “(D) the household consists of a single in-
4 dividual or a married couple, and receives bene-
5 fits under the supplemental security income
6 program under title XVI of this Act (42 U.S.C.
7 1381–1383f).

8 “(2) LIMITATION.—Notwithstanding any other
9 provision of law, the Secretary shall provide refunds
10 to United States citizens, United States nationals,
11 and individuals lawfully residing in the United
12 States who qualify for a refund under paragraph
13 (1)(A), and shall establish procedures to ensure that
14 other individuals do not receive refunds.

15 “(3) NATIONAL STANDARDS.—The Secretary
16 shall consult with the Secretary of Agriculture and
17 establish uniform national standards of eligibility en-
18 suring that States may co-administer the energy re-
19 fund program with the Supplemental Nutrition As-
20 sistance Program in accordance with the provisions
21 of this section. No State agency shall impose any
22 other standard or requirement as a condition of eli-
23 gibility or refund receipt under the program. Assist-
24 ance in the Energy Refund Program shall be fur-
25 nished promptly to all eligible households who make

1 application for such participation or are already en-
2 rolled in any program referred to in paragraph (1).

3 “(d) MONTHLY ENERGY REFUND AMOUNT.—

4 “(1) ESTIMATED ANNUAL REFUND.—Not later
5 than 30 days after the date of the enactment of the
6 Tax Pollution, Not Profits Act, and each November
7 30 thereafter, the Energy Information Administra-
8 tion shall estimate, pursuant to a method that is ap-
9 propriate for such purposes, the annual total loss in
10 purchasing power that will result from subchapter E
11 of chapter 38 of the Internal Revenue Code of 1986
12 (relating to excise tax on carbon dioxide and other
13 greenhouse gas emissions) in the next calendar year
14 for households of each size with gross income equal
15 to 150 percent of the poverty line, based on the pro-
16 jected total market value of all compliance costs, ex-
17 cluding the amount of the increase in households’
18 energy consumption that is financed by higher cost
19 of living adjustments to Federal benefits that result
20 from increased carbon costs.

21 “(2) MONTHLY ENERGY REFUND.—Subject to
22 paragraph (3), the amount of the monthly energy re-
23 fund for an eligible household under this section
24 shall be—

1 “(A) if the household has 1, 2, 3, or 4
 2 members, $\frac{1}{12}$ of the amount estimated under
 3 paragraph (1) for such calendar year for a
 4 household of the same size, rounded to the
 5 nearest whole dollar amount; or

6 “(B) if the household has 5 or more mem-
 7 bers, $\frac{1}{12}$ of the arithmetic mean value of the
 8 amounts estimated under paragraph (1) for
 9 such calendar year for households with 5 or
 10 more members, rounded to the nearest whole
 11 dollar amount.

12 “(3) PHASEOUT.—In any case in which the
 13 gross income of an eligible household exceeds 150
 14 percent of the poverty line applicable to such house-
 15 hold, the refund determined under paragraph (2)
 16 shall be reduced ratably (but not below zero) by 2
 17 percentage points for each percentage point that the
 18 gross income exceeds 150 percent of such poverty
 19 line.

20 “(4) EXTENSION OF PHASEOUT INTO MIDDLE
 21 CLASS.—

22 “(A) DETERMINATION.—Not later than 30
 23 days after the date of the enactment of the Tax
 24 Pollution, Not Profits Act, and each November
 25 30 thereafter, the Secretary shall estimate for

1 the next calendar year the amount of revenues
2 to be received in the general fund of the Treas-
3 ury by reason of subchapter E of chapter 38
4 (relating to carbon dioxide and other green-
5 house gas emissions) and the expenditures dur-
6 ing such calendar year to carry out the Tax
7 Pollution, Not Profits Act and the amendments
8 made by such Act.

9 “(B) MODIFIED PHASEOUT.—If such reve-
10 nues exceed such expenditures, then—

11 “(i) for such calendar year the phase-
12 out in paragraph (3) shall be applied by
13 substituting for ‘2 percentage points’ the
14 percentage determined by the Secretary to
15 extend the phaseout under paragraph (3)
16 in such a manner as to reduce such excess
17 to zero, and

18 “(ii) in the case of households the
19 gross income of which exceeds 200 percent
20 of the poverty line, Secretary may under
21 regulations allow a credit under subpart C
22 of part IV of subchapter A of chapter 1 of
23 the Internal Revenue Code of 1986 for the
24 aggregate of the monthly energy refunds.

25 “(e) DELIVERY MECHANISM.—

1 “(1) Subject to standards and an implementa-
2 tion schedule set by the Secretary, the energy refund
3 shall be provided in monthly installments via—

4 “(A) direct deposit into the eligible house-
5 hold’s designated bank account;

6 “(B) the State’s electronic benefit transfer
7 system; or

8 “(C) another Federal or State mechanism,
9 if such a mechanism is approved by the Sec-
10 retary.

11 “(2) The standards described under paragraph
12 (1) shall—

13 “(A) protect the privacy of energy refund
14 applicants and recipients;

15 “(B) provide energy refund recipients with
16 choices, as appropriate, for delivery and receipt
17 of refunds;

18 “(C) ensure ease of use and access to re-
19 funds, including a prohibition on any fees
20 charged for withdrawals or other related serv-
21 ices;

22 “(D) protect, in a cost-effective manner,
23 against improper access to energy refunds;

24 “(E) ensure interoperability of the Energy
25 Refund Program between States and permit

1 monitoring and investigations by authorized law
2 enforcement agencies; and

3 “(F) include such standards, as deter-
4 mined appropriate by the Secretary, to protect
5 applicant and recipient households from fraud
6 and abuse and promote effective and efficient
7 administration of Energy Refund Program.

8 “(f) ADMINISTRATION.—

9 “(1) IN GENERAL.—The State agency of each
10 participating State shall assume responsibility for
11 the certification of applicant households and for the
12 issuance of refunds and the control and account-
13 ability thereof.

14 “(2) ADMINISTRATIVE COSTS.—Subject to such
15 standards as determined appropriate by the Sec-
16 retary, the Secretary shall reimburse each State
17 agency for 100 percent of administrative costs.

18 “(3) PROCEDURES.—Under standards estab-
19 lished by the Secretary, the State agency shall estab-
20 lish procedures governing the administration of the
21 Energy Refund Program that the State agency de-
22 termines best serve households in the State, includ-
23 ing households with special needs, such as house-
24 holds with elderly or disabled members, households
25 in rural areas, homeless individuals, and households

1 residing on reservations as defined in the Indian
2 Child Welfare Act of 1978 and the Indian Financing
3 Act of 1974. In carrying out this paragraph, a State
4 agency—

5 “(A) shall provide timely, accurate, and
6 fair service to applicants for, and participants
7 in, the Energy Refund Program;

8 “(B) shall permit an applicant household
9 to apply to participate in the program at the
10 time that the household first contacts the State
11 agency, and shall consider an application that
12 contains the name, address, and signature of
13 the applicant to be sufficient to constitute an
14 application for participation;

15 “(C) shall screen any applicant household
16 for the Supplemental Nutrition Assistance Pro-
17 gram, the State’s medical assistance program
18 under section XIX of this Act, the Children’s
19 Health Insurance Program under section XXI
20 of this Act, and a State program that provides
21 basic assistance under a State program funded
22 under title IV of this Act or with qualified
23 State expenditures as defined in section
24 409(a)(7) of this Act for eligibility for the En-
25 ergy Refund Program and, if eligible, shall en-

1 roll such applicant household in the Energy Re-
2 fund Program;

3 “(D) shall complete certification of and
4 provide a refund to any eligible household not
5 later than 30 days following its filing of an ap-
6 plication;

7 “(E) shall use appropriate bilingual per-
8 sonnel and materials in the administration of
9 the program in those portions of the State in
10 which a substantial number of members of low-
11 income households speak a language other than
12 English; and

13 “(F) shall utilize State agency personnel
14 who are employed in accordance with the cur-
15 rent standards for a Merit System of Personnel
16 Administration or any standards later pre-
17 scribed by the Office of Personnel Management
18 pursuant to section 208 of the Intergovern-
19 mental Personnel Act of 1970 (42 U.S.C. 4728)
20 modifying or superseding such standards relat-
21 ing to the establishment and maintenance of
22 personnel standards on a merit basis to make
23 all tentative and final determinations of eligi-
24 bility and ineligibility.

1 “(4) STREAMLINED ELIGIBILITY FOR CERTAIN
2 BENEFICIARIES OF FEDERAL PROGRAMS.—

3 “(A) IN GENERAL.—The Secretary, the
4 Commissioner of Social Security, the Railroad
5 Retirement Board, or the Secretary of Veterans
6 Affairs shall develop procedures to directly pro-
7 vide energy refunds to individuals that are
8 beneficiaries under the benefit programs admin-
9 istered by such entities and are eligible to re-
10 ceive such refunds under the Energy Refund
11 Program, if the Secretary determines, in con-
12 sultation with the Commissioner of Social Secu-
13 rity, the Railroad Retirement Board, and the
14 Secretary of Veterans Affairs, that—

15 “(i) one or more of such entities are
16 able to determine the gross income of such
17 beneficiaries for purposes of determining
18 eligibility for the energy refund;

19 “(ii) such entities are able to coordi-
20 nate to ensure that such beneficiaries do
21 not receive multiple energy refunds; and

22 “(iii) Federal provision of energy re-
23 funds would be more efficient and result in
24 receipt of energy refunds by a greater

1 number of eligible beneficiaries than deliv-
2 ery of such refunds by the States.

3 “(B) RECEIPT OF REFUNDS.—Any low-in-
4 come beneficiary who receives an energy refund
5 pursuant to the procedures developed under this
6 paragraph shall not be eligible for an energy re-
7 fund otherwise provided by a State agency
8 under this section.

9 “(5) REGULATIONS.—

10 “(A) Except as provided in subparagraph
11 (B), the Secretary shall issue such regulations
12 consistent with this section as the Secretary
13 deems necessary or appropriate for the effective
14 and efficient administration of the Energy Re-
15 fund Program, and shall promulgate all such
16 regulations in accordance with the procedures
17 set forth in section 553 of title 5, United States
18 Code.

19 “(B) Without regard to section 553 of title
20 5 of such Code, the Secretary may by rule pro-
21 mulgate as final, to be effective until not later
22 than 2 years after the date of the enactment of
23 the Tax Pollution, Not Profits Act, any proce-
24 dures that are substantially the same as the
25 procedures governing the Supplemental Nutri-

tion Assistance Program in section 273.2, 273.12, or 273.15 of title 7, Code of Federal Regulations.

“(C) Notwithstanding paragraphs (2) and (3) of subsection (i), the Secretary shall promulgate regulations requiring streamlined eligibility determinations for some or all households which include individuals receiving medical assistance under a State plan approved under title XIX or XXI of this Act or individuals receiving premium credits for the purchase of qualified health insurance coverage pursuant to section 36B of the Internal Revenue Code of 1986. The regulations shall institute procedures whereby the gross income and family size information used for determining eligibility under such provisions serve as the basis for determining eligibility for the Energy Refund Program.

“(D) Notwithstanding any other provision of this section, the Secretary may authorize States to provide benefits under this section on a quarterly basis if the Secretary determines that the amount of the benefits that would be provided on a monthly basis to households is in-

1 sufficient to be efficiently paid on a monthly
2 basis in light of the administrative expenses of
3 the Energy Refund Program.

4 “(6) CONTROLLING LAW.—For purposes of any
5 administrative or judicial action or proceeding initi-
6 ated by a household to a provision arising under this
7 section, including any procedures established by a
8 State agency under paragraph (3) or any regulations
9 issued by the Secretary under paragraph (4), such
10 action or proceeding shall be subject to the following
11 conditions:

12 “(A) LIMITATION ON RECOVERY FOR
13 WRONGFUL OR ERRONEOUS WITHHOLDING OF
14 REFUNDS.—Any energy refunds that are deter-
15 mined to have been wrongfully or erroneously
16 withheld from a household shall be restored for
17 a period of not greater than 1 year prior to the
18 date that the underlying action or proceeding
19 was filed, or in the case of an action seeking re-
20 view of a final State agency determination, not
21 more than 1 year prior to the date of the filing
22 of a request with the State for the restoration
23 of such allotments or, in either case, not more
24 than 1 year prior to the date the State agency

1 is notified or otherwise discovers the possible
2 loss to a household.

3 “(B) RECORDS.—Any records maintained
4 by a State agency under this section for the
5 purpose of certification of applicant households,
6 the issuance of energy refunds, or compliance
7 with any requirements established by the Sec-
8 retary shall be made available to a household to
9 the extent necessary to carry out such action or
10 proceeding and consistent with the privacy
11 standards established under subsection
12 (e)(2)(A).

13 “(C) REGULATIONS.—For purposes of any
14 such administrative or judicial action, all par-
15 ties shall be required to comply with any sub-
16 stantive and procedural regulations established
17 by the Secretary for the operation of the En-
18 ergy Refund Program unless such regulations
19 are not in accordance with law.

20 “(g) TREATMENT.—The value of the refund provided
21 under this section shall not be considered income or re-
22 sources for any purpose under any Federal, State, or local
23 laws, including, but not limited to, laws relating to an in-
24 come tax, or public assistance programs (including, but
25 not limited to, health care, cash aid, child care, nutrition

1 programs, and housing assistance) and no participating
2 State or political subdivision thereof shall decrease any as-
3 sistance otherwise provided an individual or individuals be-
4 cause of the receipt of a refund under this section.

5 “(h) PROGRAM INTEGRITY.—For purposes of ensur-
6 ing program integrity and complying with the require-
7 ments of the Improper Payment Information Act of 2002,
8 the Secretary shall, to the maximum extent possible, rely
9 on and coordinate with the quality control sample and re-
10 view procedures of paragraphs (2), (3), (4), and (5) of
11 section 16(c) of the Food and Nutrition Act of 2008 (7
12 U.S.C. 2025(c)).

13 “(i) DEFINITIONS.—

14 “(1) ELECTRONIC BENEFIT TRANSFER SYS-
15 TEM.—The term ‘electronic benefit transfer system’
16 means a system by which household benefits or re-
17 funds defined under subsection (e) are issued from
18 and stored in a central databank via electronic ben-
19 efit transfer cards.

20 “(2) GROSS INCOME.—The term ‘gross income’
21 means the gross income of a household that is deter-
22 mined in accordance with standards and procedures
23 established under section 5 of the Food and Nutri-
24 tion Act of 2008 (7 U.S.C. 2014) and its imple-
25 menting regulations.

1 “(3) HOUSEHOLD.—

2 “(A) The term ‘household’ means—

3 “(i) in subparagraphs (A) and (B) of
4 subsection (c)(1) of this section, except as
5 provided in subparagraph (C) of this para-
6 graph, an individual or a group of individ-
7 uals who are a household under section
8 3(n) of the Food and Nutrition Act of
9 2008 (7 U.S.C. 2012(n));

10 “(ii) in subsection (c)(1)(C) of this
11 section, a single individual or married cou-
12 ple that receives benefits under section
13 1860D–14 of this Act (42 U.S.C. 1395w–
14 114) and is not an institutionalized indi-
15 vidual or couple (as defined in section
16 1902(q)(1)(B)); and

17 “(iii) in subsection (c)(1)(D) of this
18 section, a single individual or married cou-
19 ple that receives benefits under the supple-
20 mental security income program under title
21 XVI of this Act (42 U.S.C. 1381–1383f)
22 and is not an institutionalized individual or
23 couple.

24 “(B) The Secretary shall establish rules
25 for providing the energy refund in an equitable

1 and administratively simple manner to house-
2 holds where the group of individuals who live
3 together includes members not all of whom are
4 described in a single clause of subparagraph
5 (A), or includes additional members not de-
6 scribed in any such clause.

7 “(C) The Secretary shall establish rules re-
8 garding the eligibility and delivery of the energy
9 refund to groups of individuals described in sec-
10 tion 3(n)(4) or (5) of the Food and Nutrition
11 Act of 2008 (7 U.S.C. 2012(n)).

12 “(4) POVERTY LINE.—The term ‘poverty line’
13 has the meaning given the term in section 673(2) of
14 the Community Services Block Grant Act (42 U.S.C.
15 9902(2)), including any revision required by that
16 section.

17 “(5) STATE.—The term ‘State’ means the 50
18 States, the District of Columbia, the Commonwealth
19 of Puerto Rico, American Samoa, the United States
20 Virgin Islands, Guam, and the Commonwealth of the
21 Northern Mariana Islands.

22 “(6) STATE AGENCY.—The term ‘State agency’
23 means an agency of State government, including the
24 local offices thereof, that has responsibility for ad-
25 ministration of the 1 or more federally aided public

1 assistance programs within the State, and in those
 2 States where such assistance programs are operated
 3 on a decentralized basis, the term shall include the
 4 counterpart local agencies administering such pro-
 5 grams.

6 “(7) OTHER TERMS.—Other terms not defined
 7 in this title shall have the same meaning applied in
 8 the Supplemental Nutrition Assistance Program au-
 9 thorized by the Food and Nutrition Act of 2008 (7
 10 U.S.C. 2011 et seq.) unless the Secretary finds for
 11 good cause that application of a particular definition
 12 would be detrimental to the purposes of the Energy
 13 Refund Program.

14 “(j) STATE OPT IN.—The Secretary shall carry out
 15 the requirements specified by this section for a State or
 16 State agency unless the State or State agency elects to
 17 carry out such requirements.”.

18 (b) CONFORMING AMENDMENT.—Section 1324(b)(2)
 19 of title 31, United States Code, is amended by inserting
 20 the following before the period at the end: “, or under
 21 section 2201(d)(4)(B)(ii) of the Social Security Act”.

22 **SEC. 4. ASSISTANCE TO DISPLACED WORKERS IN THE COAL**
 23 **INDUSTRY.**

24 For a period of 10 years after the enactment of the
 25 Tax Pollution, Not Profit Act, up to 2 percent of the reve-

1 nues generated under this Act may be used by the Sec-
2 retary of Labor to implement a program to assist workers
3 in the coal industry that may be displaced as a result of
4 the enactment of this Act. This assistance can take the
5 form of the following:

6 (1) Worker retraining.

7 (2) Relocation expenses for those who move to
8 find new employment.

9 (3) Early retirement.

10 (4) Health Benefits.

11 (5) Other assistance that the Secretary deter-
12 mines appropriate.

13 **SEC. 5. REDUCTION IN CORPORATE TAX RATE.**

14 (a) IN GENERAL.—Section 11(b)(1) of the Internal
15 Revenue Code of 1986 is amended—

16 (1) by striking subparagraphs (C) and (D), by
17 inserting “and” at the end of subparagraph (B), and
18 by inserting after subparagraph (B) the following:

19 “(C) applicable percentage of so much of
20 the taxable income as exceeds \$75,000.”,

21 (2) by striking “\$11,750” and inserting “appli-
22 cable dollar amount”, and

23 (3) by striking the last sentence.

1 (b) APPLICABLE PERCENTAGE; APPLICABLE DOLLAR
2 AMOUNT.—Section 11 of such Code is amended by adding
3 at the end the following:

4 “(e) APPLICABLE PERCENTAGE.—For purposes of
5 this section—

6 “(1) APPLICABLE PERCENTAGE.—The term
7 ‘applicable percentage’ means—

8 “(A) 32 percent in the case of taxable
9 years beginning in 2018,

10 “(B) 31 percent in the case of taxable
11 years beginning in 2019,

12 “(C) 30 percent in the case of taxable
13 years beginning in 2020,

14 “(D) 29 percent in the case of taxable
15 years beginning in 2021, and

16 “(E) 28 percent in the case of taxable
17 years beginning after 2021.

18 “(2) APPLICABLE DOLLAR AMOUNT.—The term
19 ‘applicable dollar amount’ means—

20 “(A) \$6,750 in the case of taxable years
21 beginning in 2018,

22 “(B) \$5,500 in the case of taxable years
23 beginning in 2019,

24 “(C) \$5,000 in the case of taxable years
25 beginning in 2020,

1 “(D) \$4,500 in the case of taxable years
2 beginning in 2021, and

3 “(E) \$4,000 in the case of taxable years
4 beginning after 2021.”.

5 (c) CONFORMING AMENDMENTS.—

6 (1) Section 11(b)(2) of such Code is amended
7 by striking “35 percent” and inserting “the applica-
8 ble percentage”.

9 (2) Section 1201(a) of such Code is amended—

10 (A) by striking “35 percent” both places it
11 appears and inserting “the applicable percent-
12 age”, and

13 (B) by striking “2 sentences” and insert-
14 ing “sentence”.

15 (3) Section 1445(e) of such Code is amended by
16 striking “35 percent” each places it occurs and in-
17 serting “the applicable percentage”.

18 (d) EFFECTIVE DATE.—

19 (1) IN GENERAL.—Except as otherwise pro-
20 vided in this subsection, the amendments made by
21 this section shall apply to taxable years beginning
22 after December 31, 2017.

23 (2) WITHHOLDING.—The amendments made by
24 subsection (b)(4) shall apply to distributions made
25 after December 31, 2017.

1 **SEC. 6. PUBLIC DISCLOSURE OF REVENUES AND EXPENDI-**
2 **TURES.**

3 (a) ESTABLISHMENT OF WEBSITE.—The Secretary
4 of the Treasury, or the Secretary’s designee, shall estab-
5 lish a website for purposes of making the disclosures de-
6 scribed in subsection (b).

7 (b) DISCLOSURES.—The Secretary shall make pub-
8 licly available, on an ongoing basis and as frequently as
9 possible, information regarding the amount and sources
10 of revenue attributable to this Act and the amendments
11 made by this Act.

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