

115TH CONGRESS
1ST SESSION

S. 736

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

IN THE SENATE OF THE UNITED STATES

MARCH 27, 2017

Mr. ENZI (for himself, Mr. CARDIN, Mr. CARPER, Mr. RISCH, Mr. WICKER, Mr. ISAKSON, Mr. ROBERTS, Mr. BLUNT, and Mr. BOOZMAN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

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 “Collegiate Housing and
5 Infrastructure Act of 2017”.

1 **SEC. 2. CHARITABLE ORGANIZATIONS PERMITTED TO**
 2 **MAKE COLLEGIATE HOUSING AND INFRA-**
 3 **STRUCTURE GRANTS.**

4 (a) IN GENERAL.—Section 501 of the Internal Rev-
 5 enue Code of 1986 (relating to exemption from tax on cor-
 6 porations, certain trusts, etc.) is amended by adding at
 7 the end the following new subsection:

8 “(s) TREATMENT OF ORGANIZATIONS MAKING COL-
 9 LEGIATE HOUSING AND INFRASTRUCTURE IMPROVEMENT
 10 GRANTS.—

11 “(1) IN GENERAL.—For purposes of subsection
 12 (c)(3) and sections 170(c)(2)(B), 2055(a)(2), and
 13 2522(a)(2), an organization shall not fail to be
 14 treated as organized and operated exclusively for
 15 charitable or educational purposes solely because
 16 such organization makes collegiate housing and in-
 17 frastructure grants to an organization described in
 18 subsection (c)(7) which applies the grant to its colle-
 19 giate housing property.

20 “(2) HOUSING AND INFRASTRUCTURE
 21 GRANTS.—For purposes of paragraph (1), collegiate
 22 housing and infrastructure grants are grants to pro-
 23 vide, improve, operate, or maintain collegiate hous-
 24 ing property that may involve more than incidental
 25 social, recreational, or private purposes, so long as
 26 such grants are for purposes that would be permis-

1 sible for a dormitory or other residential facility of
2 the college or university with which the collegiate
3 housing property is associated. A grant shall not be
4 treated as a collegiate housing and infrastructure
5 grant for purposes of paragraph (1) to the extent
6 that such grant is used to provide physical fitness
7 facilities.

8 “(3) COLLEGIATE HOUSING PROPERTY.—For
9 purposes of this subsection, collegiate housing prop-
10 erty is property in which, at the time of a grant or
11 following the acquisition, lease, construction, or
12 modification of such property using such grant, sub-
13 stantially all of the residents are full-time students
14 at the college or university in the community where
15 such property is located.

16 “(4) GRANTS TO CERTAIN ORGANIZATIONS
17 HOLDING TITLE TO PROPERTY, ETC.—For purposes
18 of this subsection, a collegiate housing and infra-
19 structure grant to an organization described in sub-
20 section (c)(2) or (c)(7) holding title to property ex-
21 clusively for the benefit of an organization described
22 in subsection (c)(7) shall be considered a grant to
23 the organization described in subsection (c)(7) for
24 whose benefit such property is held.”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 this section shall apply to grants made in taxable years
3 ending after the date of the enactment of this Act.

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