

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 4031

To amend the Internal Revenue Code of 1986 to establish a temporary nonrefundable personal tax credit for travel, hospitality, and entertainment expenses, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JUNE 22, 2020

Ms. MCSALLY introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend the Internal Revenue Code of 1986 to establish a temporary nonrefundable personal tax credit for travel, hospitality, and entertainment expenses, 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,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “American Tax Rebate  
5       and Incentive Program Act” or the “American TRIP  
6       Act”.

1 **SEC. 2. TEMPORARY NONREFUNDABLE PERSONAL CREDIT**  
 2 **FOR TRAVEL, HOSPITALITY, AND ENTERTAIN-**  
 3 **MENT EXPENSES.**

4 (a) IN GENERAL.—Subpart A of part IV of sub-  
 5 chapter A of chapter 1 of the Internal Revenue Code of  
 6 1986 is amended by inserting after section 25D the fol-  
 7 lowing new section:

8 **“SEC. 25E. TRAVEL, HOSPITALITY, AND ENTERTAINMENT**  
 9 **EXPENSES.**

10 “(a) IN GENERAL.—In the case of an individual,  
 11 there shall be allowed as a credit against the tax imposed  
 12 by this chapter for the taxable year an amount equal to  
 13 the lesser of—

14 “(1) any eligible expenses paid or incurred by  
 15 the taxpayer during such taxable year, or

16 “(2) an amount equal to—

17 “(A) \$4,000 (\$8,000 in the case of a joint  
 18 return), plus

19 “(B) an amount equal to the product of  
 20 \$500 multiplied by the number of qualifying  
 21 children (within the meaning of section 24(c))  
 22 of the taxpayer.

23 “(b) ELIGIBLE EXPENSES.—

24 “(1) IN GENERAL.—For purposes of this sec-  
 25 tion, the term ‘eligible expenses’ means any expenses  
 26 which are paid or incurred by the taxpayer during

1 any period of qualifying travel which are related to  
2 any of the following:

3 “(A) Food and beverages.

4 “(B) Lodging.

5 “(C) Transportation.

6 “(D) Live entertainment events (including  
7 sporting events).

8 “(E) Expenses related to attending a con-  
9 ference or business meeting.

10 “(2) QUALIFYING TRAVEL.—

11 “(A) IN GENERAL.—For purposes of this  
12 section, the term ‘qualifying travel’ means any  
13 travel—

14 “(i) which occurs within the United  
15 States (including any territory or posses-  
16 sion of the United States),

17 “(ii) for which the final destination is  
18 not less than 50 miles from the principal  
19 residence of the taxpayer (within the  
20 meaning of section 121), and

21 “(iii) which occurs after December 31,  
22 2019, and before January 1, 2022.

23 “(B) VACATION HOME.—For purposes of  
24 subparagraph (A)(ii), the final destination may  
25 include any other residence owned by the tax-

1 payer which is not the principal residence of the  
2 taxpayer, except that any expenses paid or in-  
3 curred by the taxpayer for lodging (as described  
4 in paragraph (1)(B)) with respect to such resi-  
5 dence shall not be included as eligible expenses  
6 under this section.

7 “(C) USE OF PERSONAL VEHICLE.—With  
8 respect to a motor vehicle used for qualifying  
9 travel which is owned or leased by the taxpayer,  
10 the amount of any vacation expenses described  
11 in paragraph (1)(C) with respect to the use of  
12 such motor vehicle shall be determined using  
13 the standard mileage rate in effect under sec-  
14 tion 162(a) at the time of such use.

15 “(c) EXCLUSION OF BUSINESS TRAVEL EX-  
16 PENSES.—No credit shall be allowed under subsection (a)  
17 with respect to any expenses with respect to which a de-  
18 duction is allowed or allowable to the taxpayer under sec-  
19 tion 162(a)(2).

20 “(d) REGULATIONS.—The Secretary shall prescribe  
21 such regulations or other guidance as may be necessary  
22 to carry out the purposes of this section, including rules  
23 for itemization of any eligible expenses claimed by the tax-  
24 payer (in such form and manner as is deemed appropriate

1 by the Secretary) for purposes of the credit allowed under  
2 this section.”.

3 (b) CLERICAL AMENDMENT.—The table of sections  
4 for subpart A of part IV of subchapter A of chapter 1  
5 of the Internal Revenue Code of 1986 is amended by in-  
6 serting after the item relating to section 25D the following  
7 new item:

“Sec. 25E. Travel, hospitality, and entertainment expenses.”.

8 **SEC. 3. DESTINATION MARKETING ORGANIZATION GRANT**  
9 **PROGRAM.**

10 (a) IN GENERAL.—The Secretary shall establish a  
11 program to provide grants to each State to support des-  
12 tination marketing organizations.

13 (b) AMOUNT.—The amount of the grant that shall  
14 be provided to each State shall be—

15 (1) determined in such manner as is deemed  
16 appropriate by the Secretary, and

17 (2) disbursed by the Secretary to such State  
18 not later than 30 days after the date of enactment  
19 of this Act.

20 (c) USE OF FUNDS.—Any funds provided to a State  
21 under this section shall be transferred by such State to  
22 any destination marketing organizations located within  
23 such State, in such manner as is determined appropriate  
24 by such State.

25 (d) DEFINITIONS.—

1           (1) DESTINATION MARKETING ORGANIZA-  
2           TION.—The term “destination marketing organiza-  
3           tion” means a nonprofit entity, a State, or a polit-  
4           ical subdivision of a State (including any instrumen-  
5           tality of such entities) engaged in marketing and  
6           promoting communities and facilities to businesses  
7           and leisure travelers through a range of activities,  
8           including—

9                   (A) assisting with the location of meeting  
10                  and convention sites;

11                  (B) providing travel information on area  
12                  attractions, lodging accommodations, and res-  
13                  taurants;

14                  (C) providing maps; and

15                  (D) organizing group tours of local histor-  
16                  ical, recreational, and cultural attractions.

17           (2) SECRETARY.—The term “Secretary” means  
18           the Secretary of Commerce.

19           (3) STATE.—The term “State” means any of  
20           the 50 States, the District of Columbia, the Com-  
21           monwealth of Puerto Rico, the Virgin Islands,  
22           Guam, American Samoa, and the Commonwealth of  
23           the Northern Mariana Islands.

24           (e) GUIDANCE.—Not later than 30 days after the  
25           date of enactment of this Act, the Secretary shall prescribe

1 such rules and guidance as may be necessary to carry out  
2 the purposes of this section, including any measures as  
3 are deemed appropriate for purposes of ensuring appro-  
4 priate transfer of funds by States under subsection (c).

5 (f) AUTHORIZATION OF APPROPRIATIONS.—To carry  
6 out the purposes of this section, there is authorized to be  
7 appropriated \$50,000,000 for fiscal year 2021, to remain  
8 available until expended.

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