

116TH CONGRESS  
1ST SESSION

# S. 460

To amend the Internal Revenue Code of 1986 to extend the exclusion for employer-provided education assistance to employer payments of student loans.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2019

Mr. WARNER (for himself, Mr. THUNE, Mr. KING, Mrs. CAPITO, Mr. MARKEY, Mr. ROBERTS, Mr. MURPHY, Mr. HOEVEN, Mr. JONES, Mr. ROUNDS, Mr. BLUMENTHAL, Ms. COLLINS, Mr. TESTER, Mr. BLUNT, Ms. HASSAN, Mr. YOUNG, Ms. ROSEN, Mr. GARDNER, and Ms. SINEMA) 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 extend the exclusion for employer-provided education assistance to employer payments of student loans.

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 “Employer Participation  
5 in Repayment Act of 2019”.

1 **SEC. 2. EXCLUSION FOR CERTAIN EMPLOYER PAYMENTS**  
2 **OF STUDENT LOANS.**

3 (a) **IN GENERAL.**—Paragraph (1) of section 127(c)  
4 of the Internal Revenue Code of 1986 is amended by strik-  
5 ing “and” at the end of subparagraph (A), by redesign-  
6 nating subparagraph (B) as subparagraph (C), and by in-  
7 serting after subparagraph (A) the following new subpara-  
8 graph:

9 “(B) the payment by an employer, whether  
10 paid to the employee or to a lender, of principal  
11 or interest on any qualified education loan (as  
12 defined in section 221(d)(1)) incurred by the  
13 employee, and”.

14 (b) **CONFORMING AMENDMENT; DENIAL OF DOUBLE**  
15 **BENEFIT.**—Paragraph (1) of section 221(e) of the Inter-  
16 nal Revenue Code of 1986 is amended by inserting before  
17 the period the following: “, or for which an exclusion is  
18 allowable under section 127 to the taxpayer’s employer by  
19 reason of the payment by such employer of any indebted-  
20 ness on a qualified education loan of the taxpayer”.

21 (c) **EFFECTIVE DATE.**—The amendments made by  
22 this section shall apply to payments made after December  
23 31, 2019.

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