

117TH CONGRESS
2D SESSION

H. R. 8128

To amend the Internal Revenue Code of 1986 to expand the uses for funds under qualified tuition programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 2022

Mr. SMUCKER introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to expand the uses for funds under qualified tuition programs, 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. 529 ACCOUNT FUNDING FOR JOB TRAINING.**

4 (a) IN GENERAL.—Section 529(c)(8) of the Internal
5 Revenue Code of 1986 is amended—

6 (1) in the heading, by inserting “AND INDUS-
7 TRY RECOGNIZED APPRENTICESHIP PROGRAMS”
8 after “PROGRAMS”, and

9 (2) by striking the period at the end and insert-
10 ing “or an industry recognized apprenticeship pro-

1 gram registered and certified by an eligible Stand-
2 ards Recognition Entity under part 29 of title 29,
3 Code of Federal Regulations.”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall apply to funding contributed in taxable
6 years beginning after the date of the enactment of this
7 Act.

8 **SEC. 2. ACCOUNT FUNDING FOR SHORT TERM PROGRAMS.**

9 (a) IN GENERAL.—Section 529(e)(3)(A) of the Inter-
10 nal Revenue Code of 1986 is amended by striking “and”
11 at the end of clause (ii), by striking the period at the end
12 of clause (iii) and inserting “, and”, and by inserting after
13 clause (iii) the following new clause:

14 “(iv) expenses related to a career and
15 technical education program (as such term
16 is defined for purposes of section 3(6)(A)
17 of the Carl D. Perkins Career and Tech-
18 nical Education Act of 2006 (20 U.S.C.
19 2302(6)(A)) or a career pathway (as such
20 term is defined in section 3 of the Work-
21 force Innovation and Opportunity Act (29
22 U.S.C. 3102)).”.

23 (b) EFFECTIVE DATE.—The amendments made by
24 this section shall apply to funding in taxable years begin-
25 ning after the date of the enactment of this Act.

1 **SEC. 3. MODIFICATIONS TO EXCISE TAX BASED ON INVEST-**
2 **MENT INCOME OF CERTAIN PRIVATE COL-**
3 **LEGES AND UNIVERSITIES.**

4 (a) **IN GENERAL.**—Section 4968(a) of the Internal
5 Revenue Code of 1986 is amended by striking “1.4” and
6 inserting “1.6”.

7 (b) **EXEMPTION FOR EDUCATIONAL INSTITUTIONS**
8 **THAT DO NOT ACCEPT FEDERAL AID.**—Section
9 4968(b)(1) of such Code is amended by striking “and”
10 at the end of subparagraph (C), by striking the period at
11 the end of subparagraph (D) and inserting “, and”, and
12 by adding at the end the following new subparagraph:

13 “(E) which does not accept Federal aid,
14 including Federal student financial assistance,
15 under title IV of the Higher Education Act of
16 1965 (20 U.S.C. 1070 et seq.).”

17 (c) **EFFECTIVE DATE.**—The amendments made by
18 this section shall apply to taxable years beginning after
19 the date of the enactment of this Act.

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