

Public Law 93-490

AN ACT

October 26, 1974
[H. R. 6642]

To suspend the duties on certain bicycle parts and accessories until the close of December 31, 1976, and for other purposes.

Certain bicycle parts and accessories, duty suspension; Internal Revenue Code of 1954, amendments.
19 USC 1202 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) items 912.05 and 912.10 of the Appendix to the Tariff Schedules of the United States (19 U.S.C. 1202) are each amended by striking out "12/31/73" and inserting in lieu thereof "12/31/76".

(b) The amendments made by this section shall apply with respect to articles entered, or withdrawn from warehouse, for consumption after December 31, 1973.

SEC. 2. APPLICATION OF SECTION 82 AND SECTION 217 TO MEMBERS OF UNIFORMED SERVICES.

26 USC 217 note.

26 USC 82, 217.

(a) **IN GENERAL.**—Notwithstanding the provisions of section 82 (relating to reimbursement for expenses of moving) and section 217 (relating to moving expenses), of the Internal Revenue Code of 1954, the Secretary of the Treasury, in the administration of those sections, is authorized—

(1) to enter into an agreement with the Secretary concerned under which the Secretary concerned will not be required to withhold tax on, or to report, moving expense reimbursements made to members of the armed forces;

(2) to permit any taxpayer who is a member of the armed forces not to include in adjusted gross income the amount of any reimbursement in kind of moving expenses made by the Secretary concerned; and

(3) to permit any taxpayer who is a member of the armed forces to deduct any amount paid by him as moving expenses in connection with any move required by the Secretary concerned, in excess of any reimbursement received for such expenses, without regard to the provisions of section 217(c) (relating to conditions), to the extent it is otherwise deductible under section 217.

(b) **DEFINITIONS.**—For purposes of this section, the term—

(1) "armed forces" has the meaning given it by section 101(4) of title 37, United States Code;

(2) "Secretary concerned" means the Secretary of Defense and, with respect to the Coast Guard, the Secretary of Transportation; and

(3) "adjusted gross income" and "moving expenses" have the meanings given them by sections 62 and 217(b), respectively, of the Internal Revenue Code of 1954.

26 USC 62.

(c) **EFFECTIVE DATE.**—The provisions of this section shall apply with respect to taxable years ending before January 1, 1976.

SEC. 3. REPEAL OF REGULATORY TAXES ON FILLED CHEESE.

Repeal.
26 USC 4831.

(a) **IN GENERAL.**—

(1) Part II of subchapter C of chapter 39 (relating to regulatory provisions affecting filled cheese) is repealed.

(2) The table of parts of such subchapter is amended by striking out the item relating to part II.

Repeal.
26 USC 7236.

(b) **TECHNICAL AND CONFORMING CHANGES.**—

(1) Section 7236 (relating to false branding, etc.) is repealed.

(2) The table of sections of part II of subchapter A of chapter 75 is amended by striking out the item relating to section 7236.

26 USC 7236.

(3) Section 7266 (relating to offenses relating to filled cheese) is repealed.

Repeal.

26 USC 7266.

(4) The table of sections of subchapter B of chapter 75 is amended by striking out the item relating to section 7266.

(5) Section 7303 (relating to property subject to forfeiture) is amended by striking out paragraphs (4) and (5) and inserting in lieu thereof the following:

26 USC 7303.

“(4) PURCHASE OR RECEIPT OF ADULTERATED BUTTER.—All articles of adulterated butter (or the full value thereof) knowingly purchased or received by any person from any manufacturer or importer who has not paid the special tax provided in section 4821.

26 USC 4821.

“(5) PACKAGES OF OLEOMARGARINE.—All packages of oleomargarine subject to the tax under subchapter F of chapter 38 that shall be found without the stamps or marks provided for in that chapter.”

26 USC 4591.

(6) Section 6808 (relating to cross references) is amended by striking out paragraph (5).

26 USC 6808.

(7) Section 7103(d)(3) (relating to cross references) is amended by striking out subparagraph (C).

26 USC 7103.

(8) Section 7641 (relating to supervision of operations of certain manufacturers) is amended by striking out “filled cheese.”

26 USC 7641.

(c) EFFECTIVE DATE.—The repeals and amendments made by this section shall apply to filled cheese manufactured, imported, or sold after the date of enactment of this Act.

26 USC 4831
note.

(d) AMENDMENT OF INTERNAL REVENUE CODE.—Whenever an amendment in this section is expressed in terms of an amendment to or repeal of a section or other provision, the reference is to a section or other provision of the Internal Revenue Code of 1954.

26 USC 1 et seq.

SEC. 4. APPLICATION OF SECTION 4942 TAX ON FAILURE TO DISTRIBUTE INCOME.

(a) IN GENERAL.—Section 101(1)(3) of the Tax Reform Act of 1969 (relating to savings provisions under section 4942 of the Internal Revenue Code of 1954) is amended by—

26 USC 4940
note.

(1) striking out “and” in subparagraph (D),

26 USC 4942.

(2) striking out the period at the end of subparagraph (E) and inserting in lieu thereof “; and”, and

(3) adding after subparagraph (E) the following new subparagraph:

“(F) apply, in the case of an organization described in paragraph (4)(A) of this subsection,

“(i) by applying section 4942(e) without regard to the stock to which paragraph (4)(A)(ii) of this subsection applies,

“(ii) by applying section 4942(f) without regard to dividend income for such stock, and

“(iii) by defining the distributable amount as the sum of the amount determined under section 4942(d) (after the application of clauses (i) and (ii)), and the amount of the dividend income from such stock.”

(b) The amendment made by this section shall apply to taxable years beginning after December 31, 1971.

SEC. 5. STUDY OF COMBINED ANNUAL REPORTING FOR SOCIAL SECURITY AND INCOME TAX PURPOSES.

Report to congressional committees.

The Secretary and the Secretary of Health, Education, and Welfare shall (1) study the desirability and feasibility of instituting a system of combined social security-income tax reporting on an annual basis, and the effect of such a system on social security beneficiaries, on the costs to employers and to the social security program, and on the administration of such program, and (2) submit to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate, no later than December 31, 1974, a joint report of the results of such study containing their recommendations as to the provisions, procedures, and requirements which might be included in such a system and the manner in which it might be put into effect.

SEC. 6. IMPOSITION AND RATE OF TAX ON STILL WINES.

26 USC 5041.

(a) **IN GENERAL.**—The last sentence of section 5041(a) of the Internal Revenue Code of 1954 (relating to tax on wines) is amended by striking out “0.277” and inserting in lieu thereof “0.392”.

26 USC 5041 note.

(b) **EFFECTIVE DATE.**—The amendment made by this section shall take effect on the first day of the first calendar month which begins more than 90 days after the date of enactment of this Act.

Approved October 26, 1974.

Public Law 93-491

AN ACT

October 26, 1974
[S. 1411]

To authorize the Sisseton and Wahpeton Sioux Tribe of the Lake Traverse Reservation to consolidate its landholdings in North Dakota and South Dakota, and for other purposes.

Indians.
Sisseton and
Wahpeton Sioux
Tribe, N. Dak.-
S. Dak.
Land acquisition.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized, at his discretion and upon the request of the Sisseton and Wahpeton Sioux Tribe of the Lake Traverse Reservation or its designated agent in the States of North Dakota and South Dakota, to acquire through purchase, gift, or exchange any lands or interest in lands within the boundaries of the Lake Traverse Reservation in North Dakota and South Dakota for the purpose of consolidating landholdings, eliminating fractionated heirship interests in Indian trust lands, providing land for any tribal program for the improvement of the economy of the tribe and its members through the development of industry, recreational facilities, housing projects, and the general rehabilitation and enhancement of the total resource potential of the reservation. For the purchase of such lands or interests in lands the use of any funds available to the tribe from any source is authorized and title to any land acquired under the authority of this Act shall be taken in the name of the United States in trust for the Sisseton and Wahpeton Sioux Tribe of the Lake Traverse Reservation in North Dakota and South Dakota.