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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend the Internal Revenue Code of 1986 to prohibit orders or agreements relating to the release of tax claims by the President and related persons, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. NEAL introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend the Internal Revenue Code of 1986 to prohibit orders or agreements relating to the release of tax claims by the President and related persons, 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 “Presidential Tax Ac-
5 countability and Audit Integrity Act”.

1 **SEC. 2. PROHIBITION ON ORDERS OR AGREEMENTS RELAT-**
2 **ING TO RELEASE OF TAX CLAIMS BY THE**
3 **PRESIDENT AND RELATED PERSONS.**

4 (a) PROHIBITION.—

5 (1) IN GENERAL.—Chapter 74 of the Internal
6 Revenue Code of 1986 is amended by redesignating
7 section 7124 as section 7125 and by inserting after
8 section 7123 the following new section:

9 **“SEC. 7124. PROHIBITED ORDERS AND AGREEMENTS.**

10 **“(a) GENERAL RULE.—**The Secretary—

11 **“(1)** is not authorized to enter into, grant, or
12 make any covered instrument after the date of the
13 enactment of this section, and

14 **“(2)** shall give no effect to any covered instru-
15 ment in administering and enforcing the internal
16 revenue laws.

17 **“(b) COVERED INSTRUMENT.—**For purposes of this
18 section, the term ‘covered instrument’ means any term of
19 any agreement, order, waiver, release, addendum, instruc-
20 tion, or similar instrument which—

21 **“(1)** purports to affect any Federal tax matter
22 involving—

23 **“(A)** the President,

24 **“(B)** any individual who bears a relation-
25 ship described in section 152(d)(2) to the indi-
26 vidual described in subparagraph (A), or

1 “(C) any person related to any person de-
2 scribed in subparagraph (A) or (B), and

3 “(2) is entered into, granted, or made during
4 the period the individual described in paragraph
5 (1)(A) is serving as President.

6 “(c) RELATED PERSONS.—For purposes of sub-
7 section (b)(1)(C), a person shall be treated as related to
8 another person if—

9 “(1) the relationship between such persons
10 would result in the disallowance of losses under sec-
11 tion 267 or 707(b) (but, in applying subsections (b)
12 and (c) of section 267 for purposes of this section,
13 paragraph (4) of section 267(c) shall be treated as
14 providing that the family of an individual shall in-
15 clude all individuals described in subsection
16 (b)(1)(B)), or

17 “(2) such other person and such person are en-
18 gaged in trades or businesses under common control
19 (within the meaning of subsections (a) and (b) of
20 section 52).

21 “(d) REPORTING.—

22 “(1) IN GENERAL.—The Secretary shall submit
23 to Congress and make publicly available reports dis-
24 closing the identity of the taxpayers to whom a cov-
25 ered instrument applies and any actions taken to

1 comply with the requirements of this section (includ-
2 ing any action taken to administer or enforce any
3 tax to which the covered instrument applies with re-
4 spect to such taxpayers).

5 “(2) TIMING OF REPORTS.—Reports required
6 under paragraph (1) shall be made—

7 “(A) not later than 7 days after the date
8 the covered instrument is entered into, granted,
9 or made (or, in the case of any covered instru-
10 ment entered into, granted, or made before the
11 date of the enactment of this section, not later
12 than 7 days after such date of enactment), and

13 “(B) every 30 days thereafter, ending with
14 the earlier of—

15 “(i) the close of the first 30-day pe-
16 riod ending after the date that is 3 years
17 after the conclusion of the term in office as
18 President of the individual described in
19 subsection (b)(1)(A), or

20 “(ii) the close of the first 30-day pe-
21 riod ending after the date the covered in-
22 strument is rescinded.”.

23 (2) AUTHORITY TO DISCLOSE INFORMATION.—

1 (A) IN GENERAL.—Section 6103(k) of the
2 Internal Revenue Code of 1986 is amended by
3 adding at the end the following new paragraph:

4 “(16) DISCLOSURES RELATED TO COVERED IN-
5 STRUMENTS.—Return information may be disclosed
6 to members of the general public to the extent nec-
7 essary to carry out the requirements of section
8 7124(d).”.

9 (B) CONFORMING AMENDMENT.—Section
10 6103(p)(3)(A) of such Code is amended by
11 striking “or (9)” and inserting “(9), or (16)”.

12 (3) CLERICAL AMENDMENT.—The table of sec-
13 tions for chapter 74 of the Internal Revenue Code
14 of 1986 is amended by redesignating the item relat-
15 ing to section 7124 as relating to section 7125 and
16 inserting after the item relating to section 7123 the
17 following new item:

“Sec. 7124. Prohibited orders and agreements.”.

18 (b) SPECIAL RULES FOR PRIOR INSTRUMENTS.—

19 (1) IN GENERAL.—In the case of any applicable
20 person, the period for assessment for any applicable
21 tax, or for bringing a proceeding in court for collec-
22 tion without assessment of such tax, shall not expire
23 at any time before the later of—

24 (A) the date that is 3 years after the con-
25 clusion of the term in office as President of the

1 individual described in section 7124(b)(1)(A) of
2 the Internal Revenue Code (as added by this
3 section) with respect to a covered instrument
4 described in paragraph (2), or

5 (B) the date otherwise provided under sec-
6 tion 6501 of such Code.

7 (2) APPLICABLE PERSON.—For purposes of
8 this subsection, the term “applicable person” means
9 any person described in section 7124(b)(1) of the
10 Internal Revenue Code of 1986 (as added by this
11 section) whose Federal taxes are affected by a cov-
12 ered instrument entered into, granted, or made after
13 January 20, 2025, and before the date of the enact-
14 ment of this Act.

15 (3) APPLICABLE TAX.—For purposes of this
16 subsection, the term “applicable tax” means any tax
17 imposed under the Internal Revenue Code of 1986
18 and for which the period for assessment or for
19 bringing a proceeding in court for collection of such
20 tax (determined without regard to this subsection)
21 has not expired before the date on which the covered
22 instrument described in paragraph (2) was entered
23 into, granted, or made.

24 (4) COVERED INSTRUMENT.—For purposes of
25 this subsection, the term “covered instrument” has

1 the meaning given such term under section 7124(b)
2 of the Internal Revenue Code of 1986, as added by
3 this section.

4 (c) EFFECTIVE DATE.—

5 (1) PROHIBITION.—Except as provided in para-
6 graph (2), the amendments made by this section
7 shall apply to covered instruments (as defined in
8 section 7124 of the Internal Revenue Code of 1986,
9 as added by subsection (a)) entered into, granted, or
10 made before, on, or after January 20, 2025.

11 (2) DISCLOSURE.—The amendments made by
12 subsection (a)(2) shall apply to disclosures made
13 after the date of the enactment of this Act.

14 (d) NO INFERENCE.—Nothing in this section or the
15 amendments made by this section shall be construed to
16 create any inference that a covered instrument (as defined
17 in section 7124(b) of the Internal Revenue Code of 1986
18 (as added by this section)) is otherwise valid or enforceable
19 notwithstanding the amendments made by this section.