



AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To remove harmful small business taxes, and for other purposes.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

<b>AMENDMENT Nº 5472</b>	
By <u>Thune</u>	f S. Con.
To: <u>Amo No 5194</u>	
	and
<u>2</u>	
Page(s)	ed
GPO: 2010 63-070 (mac)	
<u>Mr. Thune</u>	sed by
<u>5194</u> ) proposed by <u>Mr. Schumer</u>	to the amendment (No.

Viz:

1 At the end of part 9 of subtitle D of title I, insert  
2 the following:

3 **SEC. 13904. REMOVAL OF HARMFUL SMALL BUSINESS**  
4 **TAXES; EXTENSION OF LIMITATION ON DE-**  
5 **DUCTION FOR STATE AND LOCAL, ETC.,**  
6 **TAXES.**

7 (a) REMOVAL OF HARMFUL SMALL BUSINESS  
8 TAXES.—Subparagraph (D) of section 59(k)(1), as added  
9 by section 10101, is amended to read as follows:

10 “(D) SPECIAL RULES FOR DETERMINING  
11 APPLICABLE CORPORATION STATUS.—Solely for

1 purposes of determining whether a corporation  
2 is an applicable corporation under this para-  
3 graph, all adjusted financial statement income  
4 of persons treated as a single employer with  
5 such corporation under subsection (a) or (b) of  
6 section 52 shall be treated as adjusted financial  
7 statement income of such corporation, and ad-  
8 justed financial statement income of such cor-  
9 poration shall be determined without regard to  
10 paragraphs (2)(D)(i) and (11) of section  
11 56A(c).”.

12 (b) EXTENSION OF LIMITATION ON DEDUCTION FOR  
13 STATE AND LOCAL, ETC., TAXES.—

14 (1) IN GENERAL.—Section 164(b)(6) is amend-  
15 ed—

16 (A) in the heading, by striking “2025” and  
17 inserting “2026”, and

18 (B) by striking “2026” and inserting  
19 “2027”.

20 (2) EFFECTIVE DATE.—The amendments made  
21 by this subsection shall apply to taxable years begin-  
22 ning after December 31, 2022.