

61

AMENDMENT TO H.R. 384

OFFERED BY MR. WELCH OF VERMONT

Add at the end the following new title:

1 **TITLE VIII—RECOUPMENT**

2 **SEC. 801. RECOUPMENT OF DEFICIT ARISING FROM FED-**
3 **ERAL BAILOUT.**

4 (a) **IN GENERAL.**—Chapter 36 of the Internal Rev-
5 enue Code of 1986 is amended by inserting after sub-
6 chapter B the following new subchapter:

7 **“Subchapter C—Tax on Securities**
8 **Transactions**

“Sec. 4475. Tax on securities transactions.

9 **“SEC. 4475. TAX ON SECURITIES TRANSACTIONS.**

10 “(a) **IMPOSITION OF TAX.**—There is hereby imposed
11 a tax on each sale of a covered security an amount equal
12 to the applicable percentage of the value of the security
13 involved in such sale.

14 “(b) **BY WHOM PAID.**—The tax imposed by this sec-
15 tion shall be paid by the seller with respect to such sale.

16 “(c) **APPLICABLE PERCENTAGE.**—For purposes of
17 this section—

18 “(1) **IN GENERAL.**—The term ‘applicable per-
19 centage’ means the lesser of—

1 “(A) the specified percentage, or

2 “(B) 0.25 percent.

3 “(2) SPECIFIED PERCENTAGE.—

4 “(A) IN GENERAL.—The term ‘specified
5 percentage’ means, with respect to any taxable
6 year beginning in a calendar year, the percent-
7 age that the Secretary estimates would result in
8 the aggregate revenue to the Treasury under
9 this section for such taxable year and all prior
10 taxable years to equal the Secretary’s estimate
11 of the net cost (if any) to the Federal Govern-
12 ment of—

13 “(i) carrying out the Troubled Asset
14 Relief Program established under title 1 of
15 the Emergency Economic Stabilization Act
16 of 2008, and

17 “(ii) the exercise of authority by the
18 Board of Governors of the Federal Reserve
19 System under the third undesignated para-
20 graph of section 13 of the Federal Reserve
21 Act (12 U.S.C. 343).

22 “(B) DETERMINATION OF PERCENTAGE.—

23 Such percentage shall be determined by the
24 Secretary not later than 30 days after the date
25 of the enactment of the TARP Reform and Ac-

1 countability Act of 2009, and redetermined for
2 taxable years beginning in each calendar year
3 thereafter. Such percentage shall take into ac-
4 count the Secretary's most recent estimation of
5 such net cost. Any specified percentage deter-
6 mined under this paragraph which is not a mul-
7 tiple of 1/100th of a percentage point shall be
8 rounded to the nearest 1/100th of a percentage
9 point.

10 “(d) COVERED SECURITY.—The term ‘covered secu-
11 rity’ means any financial instrument which is traded on
12 (or subject to the rules of) a qualified board or exchange
13 (as defined in section 1256(g)(7)).

14 “(e) ADMINISTRATION.—The Secretary shall carry
15 out this section in consultation with the Securities and Ex-
16 change Commission and the Commodity Futures Trading
17 Commission.”.

18 (b) CLERICAL AMENDMENT.—The table of sub-
19 chapters for chapter 36 of such Code is amended by in-
20 serting after the item relating to subchapter B the fol-
21 lowing new item:

 “SUBCHAPTER C. TAX ON SECURITIES TRANSACTIONS.”.

22 (c) EFFECTIVE DATE.—The amendments made by
23 this section shall apply to sales occurring more than 30
24 days after the date of the enactment of this Act.

