

# Union Calendar No. 315

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4429

[Report No. 113-427]

To amend the Internal Revenue Code of 1986 to permanently extend the subpart F exemption for active financing income.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 8, 2014

Mr. TIBERI (for himself, Mr. NEAL, Mr. SAM JOHNSON of Texas, Mr. LARSON of Connecticut, Mr. BRADY of Texas, Mr. KIND, Mr. NUNES, Mr. PASCRELL, Mr. BOUSTANY, Mr. CROWLEY, Mr. SCHOCK, Mr. REED, Ms. LINDA T. SÁNCHEZ of California, Mr. YOUNG of Indiana, and Mr. THOMPSON of California) introduced the following bill; which was referred to the Committee on Ways and Means

MAY 2, 2014

Additional sponsors: Mr. ROSKAM and Mr. SMITH of Nebraska

MAY 2, 2014

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

# **A BILL**

To amend the Internal Revenue Code of 1986 to permanently extend the subpart F exemption for active financing income.

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. PERMANENT SUBPART F EXEMPTION FOR AC-**  
 4 **TIVE FINANCING INCOME.**

5 (a) **BANKING, FINANCING, OR SIMILAR BUSI-**  
 6 **NESSES.**—Subsection (h) of section 954 of the Internal  
 7 Revenue Code of 1986 (relating to special rule for income  
 8 derived in the active conduct of banking, financing, or  
 9 similar businesses) is amended by striking paragraph (9).

10 (b) **INSURANCE BUSINESSES.**—Subsection (e) of sec-  
 11 tion 953 of such Code (relating to exempt insurance in-  
 12 come) is amended by striking paragraph (10) and by re-  
 13 designating paragraph (11) as paragraph (10).

14 (c) **EFFECTIVE DATE.**—The amendments made by  
 15 this section shall apply to taxable years of a foreign cor-  
 16 poration beginning after December 31, 2013, and to tax-  
 17 able years of United States shareholders with or within  
 18 which such taxable years of such foreign corporation end.

19 **SECTION 1. SHORT TITLE.**

20 *This Act may be cited as the “Permanent Active Fi-*  
 21 *nancing Exception Act of 2014”.*

22 **SEC. 2. PERMANENT SUBPART F EXEMPTION FOR ACTIVE**  
 23 **FINANCING INCOME.**

24 (a) **BANKING, FINANCING, OR SIMILAR BUSINESSES.**—  
 25 *Subsection (h) of section 954 of the Internal Revenue Code*

1 of 1986 (relating to special rule for income derived in the  
2 active conduct of banking, financing, or similar businesses)  
3 is amended by striking paragraph (9).

4 (b) *INSURANCE BUSINESSES.*—Subsection (e) of sec-  
5 tion 953 of such Code (relating to exempt insurance income)  
6 is amended by striking paragraph (10) and by redesignig-  
7 nating paragraph (11) as paragraph (10).

8 (c) *EFFECTIVE DATE.*—The amendments made by this  
9 section shall apply to taxable years of a foreign corporation  
10 beginning after December 31, 2013, and to taxable years  
11 of United States shareholders with or within which such  
12 taxable years of such foreign corporation end.



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