

116TH CONGRESS  
1ST SESSION

# S. 1708

To amend the Internal Revenue Code of 1986 to establish a refundable tax credit for the installation of a storm shelter at a qualified residence.

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IN THE SENATE OF THE UNITED STATES

JUNE 4, 2019

Mr. JONES introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend the Internal Revenue Code of 1986 to establish a refundable tax credit for the installation of a storm shelter at a qualified residence.

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 “Storm Shelter Act of  
5 2019”.

6 **SEC. 2. REFUNDABLE TAX CREDIT FOR STORM SHELTERS.**

7 (a) IN GENERAL.—Subpart C of part IV of sub-  
8 chapter A of chapter 1 of the Internal Revenue Code of  
9 1986 is amended by inserting after section 36 the fol-  
10 lowing new section:

1 **“SEC. 36A. STORM SHELTER CREDIT.**

2 “(a) ALLOWANCE OF CREDIT.—In the case of an in-  
3 dividual, there shall be allowed as a credit against the tax  
4 imposed by this chapter for the taxable year an amount  
5 equal to the lesser of—

6 “(1) the total amount of any expenditures made  
7 by the taxpayer for a storm shelter which is for use  
8 at a qualified residence and placed in service during  
9 such taxable year, or

10 “(2) \$2,500.

11 “(b) DEFINITIONS.—In this section—

12 “(1) QUALIFIED RESIDENCE.—

13 “(A) IN GENERAL.—The term ‘qualified  
14 residence’ means a dwelling unit which is—

15 “(i) located in the United States,

16 “(ii) used as the principal residence  
17 (as such term is used in section 121) of  
18 the taxpayer, and

19 “(iii) valued at not greater than  
20 \$250,000 (as determined under subpara-  
21 graph (B)).

22 “(B) VALUATION.—For purposes of sub-  
23 paragraph (A)(iii), the value of a dwelling unit  
24 shall be determined based upon the most recent  
25 property tax assessment performed by the

1 State, or local government or a political subdivi-  
2 sion thereof, in which such unit is located.

3 “(2) STORM SHELTER.—The term ‘storm shel-  
4 ter’ means a hardened structure which—

5 “(A) is designed to provide critical protec-  
6 tion during extreme wind events,

7 “(B) is internally or externally located in  
8 relation to the qualified residence, and

9 “(C) has been certified by an inspector em-  
10 ployed or licensed by the State, or local govern-  
11 ment or a political subdivision thereof, in which  
12 the qualified residence is located as—

13 “(i) satisfying the requirements under  
14 subparagraph (A), and

15 “(ii) having been constructed in com-  
16 pliance with any applicable building code  
17 requirements.

18 “(c) RELATED COSTS.—Expenditures incurred by  
19 the taxpayer for—

20 “(1) any labor costs properly allocable to the  
21 onsite preparation, assembly, or original installation  
22 of the storm shelter, and

23 “(2) the certification described in subsection  
24 (b)(2)(C),

1 shall be taken into account for purposes of subsection  
2 (a)(1).

3 “(d) LIMITATION.—

4 “(1) IN GENERAL.—Subject to paragraph (2),  
5 an individual may not claim the credit allowed under  
6 subsection (a) more than once.

7 “(2) JOINT RETURN.—In the case of a joint re-  
8 turn, the taxpayer may claim the credit allowed  
9 under subsection (a) unless the credit has previously  
10 been allowed to each individual filing such return.

11 “(e) BASIS ADJUSTMENTS.—For purposes of this  
12 subtitle, if a credit is allowed under this section for any  
13 expenditure with respect to a storm shelter which is for  
14 use at a qualified residence, the increase in the basis of  
15 the qualified residence which would (but for this sub-  
16 section) result from such expenditure shall be reduced by  
17 the amount of the credit so allowed.”.

18 (b) CONFORMING AMENDMENTS.—

19 (1) Section 6211(b)(4)(A) of the Internal Rev-  
20 enue Code of 1986 is amended by inserting “36A,”  
21 after “36,”.

22 (2) The table of sections for subpart C of part  
23 IV of subchapter A of chapter 1 of such Code is  
24 amended by inserting after the item relating to sec-  
25 tion 36 the following new item:

“Sec. 36A. Storm shelter credit.”.

1       (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall apply to taxable years beginning after  
3 the date of the enactment of this Act.

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