

119TH CONGRESS
2D SESSION

S. _____

To amend the Internal Revenue Code of 1986 to impose a surtax on high income individuals.

IN THE SENATE OF THE UNITED STATES

Mr. VAN HOLLEN introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Internal Revenue Code of 1986 to impose a surtax on high income individuals.

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 “Millionaires Surtax
5 Act”.

6 **SEC. 2. SURCHARGE ON HIGH INCOME INDIVIDUALS.**

7 (a) IN GENERAL.—Subchapter A of chapter 1 of the
8 Internal Revenue Code of 1986 is amended by adding at
9 the end the following new part:

1 under section 871(b) shall be taken into account
2 under this section.

3 “(2) CITIZENS AND RESIDENTS LIVING
4 ABROAD.—The dollar amount in effect under sub-
5 section (a) (after the application of subsection (b))
6 shall be decreased by the excess of—

7 “(A) the amounts excluded from the tax-
8 payer’s gross income under section 911, over

9 “(B) the amounts of any deductions or ex-
10 clusions disallowed under section 911(d)(6)
11 with respect to the amounts described in sub-
12 paragraph (A).

13 “(3) CHARITABLE TRUSTS.—Subsection (a)
14 shall not apply to a trust all the unexpired interests
15 in which are devoted to one or more of the purposes
16 described in section 170(c)(2)(B).

17 “(4) NOT TREATED AS TAX IMPOSED BY THIS
18 CHAPTER FOR CERTAIN PURPOSES.—The tax im-
19 posed under this section shall not be treated as tax
20 imposed by this chapter for purposes of determining
21 the amount of any credit under this chapter or for
22 purposes of section 55.”.

23 (b) CLERICAL AMENDMENT.—The table of parts for
24 subchapter A of chapter 1 of the Internal Revenue Code

1 of 1986 is amended by adding at the end the following
2 new item:

“PART VIII—SURCHARGE ON HIGH INCOME INDIVIDUALS”.

3 (c) SECTION 15 NOT TO APPLY.—The amendment
4 made by subsection (a) shall not be treated as a change
5 in a rate of tax for purposes of section 15 of the Internal
6 Revenue Code of 1986.

7 (d) EFFECTIVE DATE.—The amendments made by
8 this section shall apply to taxable years beginning after
9 December 31, 2026.