

  
(Original Signature of Member)

118TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend the Internal Revenue Code of 1986 to make permanent the exclusion from taxable income of any student loan forgiveness or discharge.

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IN THE HOUSE OF REPRESENTATIVES

Mr. GOMEZ introduced the following bill; which was referred to the Committee on \_\_\_\_\_  
\_\_\_\_\_

**A BILL**

To amend the Internal Revenue Code of 1986 to make permanent the exclusion from taxable income of any student loan forgiveness or discharge.

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 “Student Loan Tax Re-  
5 lief Act”.

1 **SEC. 2. MODIFICATION OF TREATMENT OF STUDENT LOAN**  
2 **FORGIVENESS.**

3 (a) IN GENERAL.—Section 108(f) of the Internal  
4 Revenue Code of 1986 is amended—

5 (1) by amending paragraph (1) to read as fol-  
6 lows:

7 “(1) IN GENERAL.—In the case of an indi-  
8 vidual, gross income does not include any amount  
9 which (but for this subsection) would be includible in  
10 gross income by reasons of the discharge (in whole  
11 or in part) of—

12 “(A) any loan provided expressly for post-  
13 secondary educational expenses, regardless of  
14 whether provided through the educational insti-  
15 tution or directly to the borrower, if such loan  
16 was made, insured, or guaranteed by—

17 “(i) the United States, or an instru-  
18 mentality or agency thereof,

19 “(ii) a State, territory, or possession  
20 of the United States, or the District of Co-  
21 lumbia, or any political subdivision thereof,  
22 or

23 “(iii) any institution of higher edu-  
24 cation,

1           “(B) any private education loan (as de-  
2           fined in section 140(a)(7) of the Truth in Lend-  
3           ing Act),

4           “(C) any loan made by any educational or-  
5           ganization described in section 170(b)(1)(A)(ii)  
6           if such loan is made—

7                   “(i) pursuant to an agreement with  
8                   any entity described in subparagraph (A)  
9                   or any private education lender (as defined  
10                  in section 140(a) of the Truth in Lending  
11                  Act) under which the funds from which the  
12                  loan was made were provided to such edu-  
13                  cational organization, or

14                   “(ii) pursuant to a program of such  
15                   educational organization which is designed  
16                   to encourage its students to serve in occu-  
17                   pations with unmet needs or in areas with  
18                   unmet needs and under which the services  
19                   provided by the students (or former stu-  
20                   dents) are for or under the direction of a  
21                   governmental unit or an organization de-  
22                   scribed in section 501(c)(3) and exempt  
23                   from tax under section 501(a), or

24           “(D) any loan made by an educational or-  
25           ganization described in section 170(b)(1)(A)(ii)

1 or by an organization exempt from tax under  
2 section 501(a) to refinance a loan to an indi-  
3 vidual to assist the individual in attending any  
4 such educational organization but only if the re-  
5 financing loan is pursuant to a program of the  
6 refinancing organization which is designed as  
7 described in subparagraph (C)(ii).”,  
8 (2) by striking paragraphs (2) and (5),  
9 (3) by redesignating paragraphs (3) and (4) as  
10 paragraphs (2) and (3), respectively, and  
11 (4) in paragraph (2), as so redesignated, by—  
12 (A) striking “made by an organization de-  
13 scribed in paragraph (2)(D)” and inserting  
14 “made by an organization described in para-  
15 graph (1)(C) or made by a private education  
16 lender (as defined in section 140(a)(7) of the  
17 Truth in Lending Act)”, and  
18 (B) inserting “or for such private edu-  
19 cation lender” after “either such organization”.  
20 (b) **EFFECTIVE DATE.**—The amendments made by  
21 this section shall apply to discharges of loans after Janu-  
22 ary 31, 2022.