



Higher Education Tax Legislation in the 116th Congress

Unrelated Business Income Tax (UBIT)

[S. 1282](#): The Preserve Charities and Houses of Worship Act. Introduced by Sens. Ted Cruz (R-TX) and Jeanne Shaheen (D-NH) and proposes repealing both the TCJA UBIT Tax on employer provided parking and transportation benefits and the TCJA requirement that organizations with more than one source of UBIT income compute their tax liability separately for each trade or business.

[H.R. 1223/S. 501](#): Stop the Tax Hike on Charities and Places of Worship Act. Introduced by Majority Whip James Clyburn (D-SC) in the House of Representatives and by Senator Sherrod Brown (D-OH) in the Senate and proposes repealing the TCJA UBIT Tax on employer provided parking and transportation benefits. The House bill proposes to offset the cost of eliminating the tax by raising the corporate tax rate by 0.03%, the Senate version proposes to offset the cost of eliminating the tax by raising the corporate tax rate by 1%.

[H.R. 1545/S. 632](#): The Lessening Impediments from Taxes for Charities (LIFT) Act. Introduced by Congressman Mark Walker (R-NC) in the House of Representatives and Sens. James Lankford (R-OK) and Chris Coons (D-DE) in the Senate and proposes repealing the TCJA UBIT Tax on employer provided parking and transportation benefits. This legislation was also introduced in the 115th Congress.

[H.R. 513](#): Nonprofits Support Act. Introduced by Congressman Mike Conaway (R-TX) and proposes repealing both the TCJA UBIT Tax on employer provided parking and transportation benefits and the TCJA requirement that organizations with more than one source of UBIT income compute their tax liability separately for each trade or business.

[H.R. 3323](#): Nonprofit Relief Act of 2019. Introduced by Majority Whip Jim Clyburn (D-SC) and Rep. Carolyn Maloney (D-NY) and would, among other provisions, repeal the TCJA requirement that organizations with more than one source of UBIT income compute their tax liability separately for each trade or business.

Employer Provided Tuition Benefits

[H.R. 1043/S. 460](#): Employer Participation in Repayment Act of 2019. Introduced by Congressmen Scott Peters (D-CA) and Rodney Davis (R-IL) in the House of Representatives and Sen. Mark Warner (D-VA) in the Senate and proposes expanding Section 127 to include employer provided assistance with student loan repayment. This legislation was also introduced in the 115th Congress.

[S. 1428](#): Retirement Parity for Student Loans Act. Introduced by Sens. Wyden (D-OR), Cantwell (D-WA), Cardin (D-MD), Whitehouse (D-RI), Hassan (D-NH), and Brown (D-OH) and would create an opportunity for employers to provide retirement matching funds for employees based on what they pay each month toward their student loans, rather than what they contribute to retirement.

Charitable Giving

[H.R. 651](#): The Charitable Giving Tax Deduction Act. Introduced by Congressmen Chris Smith (R-NJ) and Henry Cuellar (D-TX) and proposes creating an uncapped above-the-line charitable deduction for all



taxpayers, regardless of whether they choose to itemize their tax returns. This legislation was also introduced in the 115th Congress.

[H.R. 1260](#). Introduced by Congressman Danny Davis (D-IL) and proposes creating an uncapped above-the-line charitable deduction for all taxpayers, regardless of whether they choose to itemize their tax returns.