

119TH CONGRESS
1ST SESSION

S. _____

To amend the Internal Revenue Code of 1986 to impose a daily tax on
members of Congress during a lapse in appropriations.

IN THE SENATE OF THE UNITED STATES

Mr. MORENO 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 daily tax on members of Congress during a lapse
in appropriations.

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 “Stop Holding Up Tax-
5 payers, Deny Wages On Washington’s Negligence Act” or
6 the “SHUTDOWN Act”.

1 **SEC. 2. IMPOSITION OF DAILY TAX ON MEMBERS OF CON-**
2 **GRESS DURING LAPSE IN APPROPRIATIONS.**

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

6 **“PART VIII—TAX RELATING TO LAPSES IN**
7 **APPROPRIATIONS**

“Sec. 59B. Daily tax on members of congress during lapses in appropriations.

8 **“SEC. 59B. DAILY TAX ON MEMBERS OF CONGRESS DURING**
9 **LAPSES IN APPROPRIATIONS.**

10 “(a) IMPOSITION OF TAX.—In addition to any other
11 tax, in the case of any period in which there is a lapse
12 in appropriations, there is hereby imposed on each indi-
13 vidual serving as a Member of Congress on any day during
14 such period a tax equal to the applicable percentage of
15 the applicable wages of such individual.

16 “(b) APPLICABLE PERCENTAGE.—For purposes of
17 this section, the term ‘applicable percentage’ means, with
18 respect to any individual, the ratio (expressed as a per-
19 centage) of—

20 “(1) the number of days during the period de-
21 scribed in subsection (a)—

22 “(A) which occurred during the taxable
23 year, and

24 “(B) during which such individual served
25 as a Member of Congress, and

1 “(2) the number of days during the taxable
2 year on which such individual served as a Member
3 of Congress.

4 “(c) APPLICABLE WAGES.—For purpose of this sec-
5 tion, the term ‘applicable wages’ means wages (as defined
6 in section 3401(a)) received for services performed as a
7 Member of Congress.

8 “(d) OTHER DEFINITIONS.—For purposes of this
9 subsection—

10 “(1) MEMBER OF CONGRESS.—The term ‘Mem-
11 ber of Congress’ means a member of the Senate or
12 the House of Representatives, a Delegate to the
13 House of Representatives, and the Resident Com-
14 missioner from Puerto Rico.

15 “(2) LAPSE IN APPROPRIATIONS.—The term
16 ‘lapse in appropriations’ means any period during
17 which any regular appropriation bill or continuing
18 resolution for a fiscal year is not in effect with re-
19 spect to any Federal agency or department.”.

20 (b) CLERICAL AMENDMENT.—The table of parts for
21 subchapter A of chapter 1 of such Code is amended by
22 adding at the end the following new item:

 “PART VIII—TAX RELATING TO LAPSES IN APPROPRIATIONS”.

23 (c) EFFECTIVE DATE.—The amendments made by
24 this section shall apply to taxable years beginning after
25 December 31, 2024.