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(Original Signature of Member)

113TH CONGRESS  
1ST SESSION

# H. R.

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To amend the Internal Revenue Code of 1986 to establish a program to populate downloadable tax forms with taxpayer return information.

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## IN THE HOUSE OF REPRESENTATIVES

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

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# A BILL

To amend the Internal Revenue Code of 1986 to establish a program to populate downloadable tax forms with taxpayer return information.

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 “Autofill Act of 2013”.

1 **SEC. 2. AUTOMATED PARTIALLY PRE-POPULATED TAX RE-**  
2 **URNS.**

3 (a) IN GENERAL.—Chapter 77 of the Internal Rev-  
4 enue Code of 1986 (relating to miscellaneous provisions)  
5 is amended by adding at the end the following new section:

6 **“SEC. 7529. AUTOMATED PARTIALLY PRE-POPULATED TAX**  
7 **RETURNS.**

8 “(a) ESTABLISHMENT OF PROGRAM.—The Secretary  
9 shall establish a program under which taxpayers may  
10 download forms relating to the individual income tax re-  
11 turns that are populated with return information reported  
12 to the Secretary under chapter 61 and reported to the Sec-  
13 retary pursuant to section 232 of the Social Security Act.

14 “(b) REQUIREMENTS RELATING TO INFORMATION.—

15 “(1) DEADLINE FOR MAKING INFORMATION  
16 AVAILABLE.—The Secretary shall make such return  
17 information available under the program established  
18 under subsection (a) not later than 15 days after the  
19 Secretary receives such information.

20 “(2) FORMAT OF INFORMATION MADE AVAIL-  
21 ABLE.—Return information shall be made available  
22 under the program established under subsection (a)  
23 in both a printable document file suitable for manual  
24 completion and filing and in a computer-readable  
25 form suitable for use by automated tax preparation  
26 software.

1 “(c) AUTOFILL SERVICE DEADLINES.—

2 “(1) STANDARDS.—Not later than October 31,  
3 2013, the Secretary shall—

4 “(A) establish standards for data download  
5 to tax preparation software, and

6 “(B) provide a demonstration server for  
7 downloading the partially populated printable  
8 document file.

9 “(2) TAX FORMS.—Not later than February 15,  
10 2014, and annually thereafter, the Secretary shall  
11 provide on the Secretary’s Web site a secure func-  
12 tion that allows a taxpayer to download, as both a  
13 printable document file and in a form suitable for  
14 input to automatic tax preparation software, the  
15 1040, 1040A, and 1040EZ forms that are populated  
16 with information with respect to the taxpayer that is  
17 reported under chapter 61 or any other provision of  
18 this title under which reporting of information is re-  
19 quired.

20 “(d) TAXPAYER RESPONSIBILITY.—Nothing in this  
21 section shall be construed to absolve the taxpayer from  
22 full responsibility for the accuracy or completeness of his  
23 return of tax.

1       “(e) DISCLAIMER.—Before any form can be  
2 downloaded under the program established under sub-  
3 section (a), taxpayer must acknowledge that—

4               “(1) the taxpayer is responsible for the accu-  
5 racy of his return, and

6               “(2) all information provided in the  
7 downloadable form under such program needs to be  
8 verified.

9       “(f) INFORMATION PROVIDED FOR WAGE AND SELF-  
10 EMPLOYMENT INCOME.—For purposes of subsection (a)—

11               “(1) INFORMATION RELATED TO CALENDAR  
12 YEAR 2013.—In the case of information relating to  
13 wages paid, and amounts of self-employment income,  
14 for calendar year 2013 required to be provided to  
15 the Commissioner of Social Security under section  
16 205(c)(2)(A) of the Social Security Act (42 U.S.C.  
17 405(c)(2)(A)), the Commissioner shall, using best ef-  
18 forts, make such information available to the Sec-  
19 retary not later than January 31, 2014.

20               “(2) INFORMATION RELATED TO CALENDAR  
21 YEAR 2014 AND THEREAFTER.—In the case of infor-  
22 mation relating to wages paid, and amounts of self-  
23 employment income, for any calendar year after  
24 2013 required to be provided to the Commissioner of  
25 Social Security under section 205(c)(2)(A) of the

1 Social Security Act (42 U.S.C. 405(c)(2)(A)), the  
2 Commissioner shall make such information available  
3 to the Secretary not later than the January 31 of  
4 the calendar year following the calendar year to  
5 which such wages and self-employment income re-  
6 late.”.

7 (b) FILING DEADLINE FOR INFORMATION RE-  
8 TURNS.—Subsection (b) of section 6071 of such Code is  
9 amended to read as follows:

10 “(b) INFORMATION RETURNS.—Returns made under  
11 part III of this subchapter shall be filed on or before Janu-  
12 ary 31 of the year following the calendar year to which  
13 such returns relate. Section 6081 shall not apply to re-  
14 turns under such part III.”.

15 (c) CONFORMING AMENDMENT TO SOCIAL SECURITY  
16 ACT.—Subparagraph (A) of section 205(c)(2) of the So-  
17 cial Security Act (42 U.S.C. 405(c)(2)) is amended by  
18 adding at the end the following new sentence: “For pur-  
19 poses of the preceding sentence, the Commissioner shall  
20 require that information relating to wages paid, and  
21 amounts of self-employment income, be provided to the  
22 Commissioner not later than January 31 of the year fol-  
23 lowing the calendar year to which such wages and self-  
24 employment income relate.”.

1           (d) CLERICAL AMENDMENT.—The table of sections  
2 for chapter 77 of such Code is amended by adding at the  
3 end the following new item:

“Sec. 7529. Automated partially pre-populated tax returns.”.

4           (e) EFFECTIVE DATE.—The amendments made by  
5 this section shall apply to returns for taxable years begin-  
6 ning after December 31, 2012.