September 16, 2026

Dear Representative:

On behalf of the undersigned organizations collectively representing millions of workers and families across the United States, **we write to strongly oppose H.R. 10357, the "Digital Asset Tax Certainty Act."** While there have been modest improvements in this legislation compared to previous iterations, we do not believe this package adequately addresses the totality of concerns that have been raised with the Committee to construct reasonable standards for digital asset taxation. We are even more alarmed at the inclusion of an unrelated "legislative fix" to the H.R. 1, the One Big Beautiful Bill Act, to help gamblers deduct losses from their taxes. The revenue raised by the good aspects of this bill would be wasted on preferential tax treatment to the crypto industry and gamblers. With an out-of-control affordability crisis squeezing workers and families at the grocery store, gas pump, and doctor's office, the last thing working people need is for Congress to give another tax handout rather than helping all Americans afford the basics.

The Committee's majority has manufactured the urgency by which this legislation must move. At June's hearing on digital asset taxation, Republican and Democratic members alike both acknowledged that more information concerning digital taxation was needed before Congress could legislate. However Congress has held no additional public hearings to discuss the issue, and the majority has used an impending election to force the hand of members working in good faith. We don't believe members should accept this manufactured urgency when outstanding issues remain and revenue raising provisions are being wasted on matters unrelated to digital asset taxation.

We would also be remiss if we didn't call to attention the context by which this markup, policy discussions, and hearings have been taking place. The Republican majority is currently planning a third reconciliation bill that by their own admissions will potentially include more partisan tax policies that waste billions, if not trillions, of dollars in costly tax breaks for the wealthy and corporations. Publicly available legislative plans for a third reconciliation bill would also make painful cuts to healthcare, SNAP, and other affordability programs that will continue to make life more expensive for millions of working people. Gas prices are out of control and countless other sectors are experiencing inflation that is squeezing every last cent out of families. There are countless other issues under the Committee's jurisdiction that demand attention and action, and it is irresponsible for elected officials to ignore this dynamic.

A bill purported to clarify digital asset taxation now includes a so-called "legislative fix" to HR 1, the One Big Beautiful Bill Act, allowing for the full deduction of gambling losses. This provision should dispel any false reality that this bill is about "rules of the road" for digital asset taxation, and instead would waste billions of dollars in helping gamblers get a tax cut. Members of the Committee should be extremely cautious as to whether or not voting to fix a massively

unpopular piece of legislation to help gamblers is a good decision. Simply put, choosing to help gamblers and crypto executives but not working families who've lost health care or food perfectly illustrates the distrust underpinning the public and their Federal elected officials.

While this package does not include unlimited deferral on gains or a five year deferral window, we have reason to believe the decision to stay silent on this legislative bill is due to the Republican majority seeking administrative or judicial action to achieve the policy goals of previous legislative iterations. Knowing this, other members of Congress should take this as an opportunity to reject special treatment for crypto and clarify the law, leaving no room for administrative or judicial "end run around." In addition, lawmakers seem to have rejected the industry's false claims that crypto is somehow a prominent method to purchase small goods and services like coffee. However we have strong concerns that a de minimis exemption for network (or 'gas') fees does not represent parity with other similar assets. For example, a construction worker or child care provider cannot use untaxed capital or labor income to pay an ATM fee. According to the Joint Committee on Taxation (JCT), the provision is also extremely costly with no measurable benefit to anyone who is not a wealthy crypto holder. Another improvement in this legislation over previous iterations is addressing tax haven-like issues with digital assets in Puerto Rico. While we believe Rep. Nydia Velazquez's proposal is superior to the provisions in HR 10357, the legislation still takes important and good steps to prevent individuals from using Puerto Rico as a tax haven for digital assets.

For these reasons, our organizations strongly encourage you **to strongly oppose H.R. 10357, the "Digital Asset Tax Certainty Act."** While we believe Congress should address digital asset taxation, this bill fails to meet the standards that we have previously laid out, and that other priorities under the Committee's jurisdiction are more urgent. If you have any questions, please contact John Foti at jfoti@americansfortaxfairness.org.

Sincerely,

Americans for Tax Fairness
AFSCME
American Family Voices
American Federation of Teachers (AFT)
American Friends Service Committee
Americans for Financial Reform
Avondale ACTion, an Indivisible Group
Campaign for America's Future
Citizen Action/Illinois
Coalition on Human Needs
Democratic Messaging Project
Families Over Billionaires
Forward Kentucky
Freedom Writers Collaborative
Friends of the Earth

Income Movement
Indivisible
Indivisible Ca Green Team
Indivisible Marin
Indivisible Westside Los Angeles
Institute for Policy Studies' Poverty Project
Institute on Taxation and Economic Policy
National Education Association (NEA)
National Women's Law Center Action Fund
NETWORK Lobby for Catholic Social Justice
Our Revolution
Progressive Democrats of America
Public Citizen
RESULTS
Safer Country
Service Employees International Union
Unitarian Universalists for Social Justice
United for Respect
Venice Resistance
Voices for Progress