

111TH CONGRESS
2D SESSION

H. R. 5252

To amend the American Recovery and Reinvestment Act of 2009 and the Internal Revenue Code of 1986 to provide incentives for the development of solar energy.

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2010

Mr. SPRATT introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the American Recovery and Reinvestment Act of 2009 and the Internal Revenue Code of 1986 to provide incentives for the development of solar energy.

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 “Renewable Energy Tax
5 Incentives Extension Act”.

1 **SEC. 2. EXTENSION OF GRANTS FOR SPECIFIED ENERGY**
 2 **PROPERTY IN LIEU OF TAX CREDITS.**

3 (a) IN GENERAL.—Subsection (a) of section 1603 of
 4 the American Recovery and Reinvestment Tax Act of 2009
 5 is amended—

6 (1) in paragraph (1), by striking “2009 or
 7 2010” and inserting “2009, 2010, 2011, or 2012”,
 8 and

9 (2) in paragraph (2)—

10 (A) by striking “after 2010” and inserting
 11 “after 2012”, and

12 (B) by striking “2009 or 2010” and in-
 13 serting “2009, 2010, 2011, or 2012”.

14 (b) CONFORMING AMENDMENT.—Subsection (j) of
 15 section 1603 of such Act is amended by striking “2011”
 16 and inserting “2013”.

17 **SEC. 3. EXPANSION OF GRANTS FOR SPECIFIED ENERGY**
 18 **PROPERTY IN LIEU OF TAX CREDITS.**

19 (a) GRANTS ALLOWED FOR CERTAIN GOVERN-
 20 MENTAL UNITS.—Paragraph (1) of section 1603(g) of the
 21 American Recovery and Reinvestment Tax Act of 2009 is
 22 amended by inserting “other than a State utility with a
 23 service obligation (as such terms are defined in section
 24 217 of the Federal Power Act),” after “thereof),”.

25 (b) GRANTS ALLOWED FOR PUBLIC POWER.—Para-
 26 graph (3) of section 1603(g) of such Act is amended by

1 striking “paragraph (4) of section 54(j)” and inserting
 2 “subparagraph (A) or (B) of section 54(j)(4)”.

3 (c) NO GRANTS FOR PROPERTY FOR WHICH CREBS
 4 HAVE BEEN ISSUED.—Section 1603 of such Act, as
 5 amended by section 2, is amended by redesignating sub-
 6 sections (h), (i), and (j) as subsections (i), (j), and (k),
 7 respectively, and by inserting after subsection (g) the fol-
 8 lowing new subsection:

9 “(h) EXCEPTION FOR CERTAIN PROJECTS.—The
 10 Secretary of the Treasury shall not make any grant under
 11 this section to any governmental unit with respect to any
 12 specified energy property described in subsection (d)(1) if
 13 such entity has issued any bond—

14 “(1) which is designated as a clean renewable
 15 energy bond under section 54 of the Internal Rev-
 16 enue Code of 1986 or as a new clean renewable en-
 17 ergy bond under section 54C of such Code, and

18 “(2) the proceeds of which are used for expend-
 19 itures in connection with the same qualified facility
 20 with respect to which such specified energy property
 21 is a part.”.

22 (d) EFFECTIVE DATE.—The amendments made by
 23 this section shall apply to property placed in service after
 24 the date of the enactment of this Act.

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