

114TH CONGRESS
2D SESSION

H. R. 5172

To amend the Internal Revenue Code of 1986 to extend and phaseout the energy credit for certain property.

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2016

Mr. MEEHAN (for himself and Mr. CARNEY) introduced the following bill;
which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to extend
and phaseout the energy credit for certain property.

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. EXTENSION AND PHASEOUT OF ENERGY CRED-**

4 **IT FOR CERTAIN PROPERTY.**

5 (a) QUALIFIED FUEL CELL PROPERTY.—Section
6 48(c)(1)(D) of the Internal Revenue Code of 1986 is
7 amended by striking “for any period after December 31,
8 2016” and inserting “the construction of which does not
9 begin before January 1, 2022”.

1 (b) QUALIFIED MICROTURBINE PROPERTY.—Section
2 48(c)(2)(D) of such Code is amended by striking “for any
3 period after December 31, 2016” and inserting “the con-
4 struction of which does not begin before January 1,
5 2022”.

6 (c) COMBINED HEAT AND POWER SYSTEM PROP-
7 erty.—Section 48(c)(3)(A)(iv) of such Code is amended
8 by striking “which is placed in service before January 1,
9 2017” and inserting “the construction of which begins be-
10 fore January 1, 2022”.

11 (d) QUALIFIED SMALL WIND ENERGY PROPERTY.—
12 Section 48(c)(4)(C) of such Code is amended by striking
13 “for any period after December 31, 2016” and inserting
14 “the construction of which does not begin before January
15 1, 2022”.

16 (e) THERMAL ENERGY PROPERTY.—Section
17 48(a)(3)(A)(vii) of such Code is amended by striking “pe-
18 riods ending before January 1, 2017” and inserting
19 “property the construction of which begins before January
20 1, 2022”.

21 (f) PHASEOUT OF 30 PERCENT CREDIT RATE FOR
22 FUEL CELL AND SMALL WIND ENERGY PROPERTY.—
23 Subsection (a) of section 48 of such Code is amended by
24 adding at the end the following new paragraph:

1 “(7) PHASEOUT FOR QUALIFIED FUEL CELL
2 PROPERTY AND QUALIFIED SMALL WIND ENERGY
3 PROPERTY.—In the case of qualified fuel cell prop-
4 erty or qualified small wind energy property, the
5 construction of which begins before January 1,
6 2022, the energy percentage determined under para-
7 graph (2) shall be equal to—

8 “(A) in the case of any property the con-
9 struction of which begins after December 31,
10 2019, and before January 1, 2021, 26 percent,
11 and

12 “(B) in the case of any property the con-
13 struction of which begins after December 31,
14 2020, and before January 1, 2022, 22 per-
15 cent.”.

16 (g) EFFECTIVE DATE.—The amendments made by
17 this section shall take effect on the date of the enactment
18 of this Act.

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