

107TH CONGRESS  
1ST SESSION

# H. R. 2190

To reauthorize and revise the Renewable Energy Production Incentive program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 14, 2001

Ms. MCCARTHY of Missouri (for herself, Mr. LARSEN of Washington, and Mr. BLUNT) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To reauthorize and revise the Renewable Energy Production Incentive program, and for other purposes.

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  
5       Production Incentive Reform Act”.

6       **SEC. 2. AMENDMENTS.**

7       Section 1212 of the Energy Policy Act of 1992 (42  
8       U.S.C. 13317) is amended—

9               (1) in subsection (a) by striking “and which  
10       satisfies” and all that follows through “Secretary

1 shall establish.” and inserting “. The Secretary shall  
2 establish other procedures necessary for efficient ad-  
3 ministration of the program. The Secretary shall not  
4 establish any criteria or procedures that have the ef-  
5 fect of assigning to proposals a higher or lower pri-  
6 ority for eligibility or allocation of appropriated  
7 funds on the basis of the energy source proposed.”;

8 (2) in subsection (b)—

9 (A) by striking “a State or any political”  
10 and all that follows through “nonprofit elec-  
11 trical cooperative” and inserting “an electricity-  
12 generating cooperative exempt from taxation  
13 under section 501(c)(12) or section  
14 1381(a)(2)(C) of the Internal Revenue Code of  
15 1986, a public utility described in section 115  
16 of such Code, a State, Commonwealth, terri-  
17 tory, or possession of the United States or the  
18 District of Columbia, or a political subdivision  
19 thereof, or an Indian tribal government or sub-  
20 division thereof,”; and

21 (B) by inserting “landfill gas, incremental  
22 hydropower,” after “wind, biomass,”;

23 (3) in subsection (c) by striking “during the 10-  
24 fiscal year period beginning with the first full fiscal

1 year occurring after the enactment of this section”  
2 and inserting “before October 1, 2013”;

3 (4) in subsection (d) by inserting “or in which  
4 the Secretary finds that all necessary Federal and  
5 State authorizations have been obtained to begin  
6 construction of the facility” after “eligible for such  
7 payments”;

8 (5) in subsection (e)(1) by inserting “landfill  
9 gas, incremental hydropower,” after “wind, bio-  
10 mass,”;

11 (6) by redesignating subsection (g) as sub-  
12 section (h);

13 (7) by inserting after subsection (f) the fol-  
14 lowing new subsection:

15 “(g) DEFINITION.—In this section, the term ‘incre-  
16 mental hydropower’ means additional generating capacity  
17 achieved from increased efficiency or additions of new ca-  
18 pacity at a hydroelectric facility.”; and

19 (8) in subsection (h), as so redesignated by  
20 paragraph (6) of this section—

21 (A) by striking “1993, 1994, and 1995”  
22 and inserting “2003 through 2023”; and

23 (B) by inserting “Funds may be appro-  
24 priated pursuant to this subsection to remain

- 1 available until expended.” after “purposes of
- 2 this section.”.

