

111TH CONGRESS
2^D SESSION

H. R. 6515

To amend the Internal Revenue Code of 1986 to modify the energy credit for microturbine property.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 9, 2010

Ms. LINDA T. SÁNCHEZ of California 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 modify the energy credit for microturbine 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. SHORT TITLE.**

4 This Act may be cited as the “American Microturbine
5 Manufacturing and Clean Energy Deployment Act of
6 2010”.

7 **SEC. 2. MODIFICATION OF ENERGY CREDIT FOR MICRO-**
8 **TURBINE PROPERTY.**

9 (a) INCREASE IN ENERGY PERCENTAGE.—Clause (i)
10 of section 48(a)(2)(A) of the Internal Revenue Code of

1 1986 is amended by striking “and” at the end of sub-
2 clause (III) and by adding at the end the following new
3 subclause:

4 “(V) qualified microturbine prop-
5 erty, and”.

6 (b) MODIFICATION OF DEFINITION OF QUALIFIED
7 MICROTURBINE PROPERTY DEFINITION.—Subparagraph
8 (A) of section 48(c)(2) of such Code is amended—

9 (1) by striking “2,000 kilowatts” in clause (i)
10 and inserting “5,000 kilowatts”, and

11 (2) by striking “and” at the end of clause (i),
12 by striking the period at the end of clause (ii) and
13 inserting “, and”, and by adding at the end the fol-
14 lowing new clause:

15 “(iii) has no single microturbine en-
16 gine with a nameplate capacity of more
17 than 500 kilowatts.”.

18 (c) ELIMINATION OF PER KILOWATT LIMITATION.—
19 Paragraph (2) of section 48(c) of such Code is amended
20 by striking subparagraph (B), by redesignating subpara-
21 graph (C) as subparagraph (B), and by inserting after
22 subparagraph (B) (as so redesignated) the following new
23 subparagraph:

24 “(C) CREDIT MAY NOT EXCEED CREDIT
25 AMOUNT ALLOCATED.—

1 “(i) IN GENERAL.—The amount of
2 credit determined under this section for
3 any taxable year with respect to any quali-
4 fied microturbine property placed in service
5 by the taxpayer shall not exceed the credit
6 dollar amount allocated to the taxpayer
7 under this subparagraph with respect to
8 such property.

9 “(ii) AGGREGATE LIMITATION.—The
10 aggregate credits allowed under this sec-
11 tion with respect to qualified microturbine
12 property shall not exceed \$250,000,000.

13 “(iii) ALLOCATION BY SECRETARY.—
14 The Secretary shall allocate the dollar
15 amount described in clause (ii) among the
16 applicants for such credit in such manner
17 as the Secretary determines appropriate.”.

18 (d) EFFECTIVE DATE.—The amendments made by
19 this section shall apply to periods after the date of the
20 enactment of this Act, in taxable years ending after such
21 date, under rules similar to the rules of section 48(m) of
22 such Code (as in effect on the day before the date of the
23 enactment of the Revenue Reconciliation Act of 1990).

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