

111TH CONGRESS
2D SESSION

S. 3188

To amend the Internal Revenue Code of 1986 to provide an investment tax credit for biomass heating property.

IN THE SENATE OF THE UNITED STATES

MARCH 25, 2010

Mrs. SHAHEEN (for herself, Ms. MURKOWSKI, Mr. BEGICH, and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to provide an investment tax credit for biomass heating 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 Renewable
5 Biomass Heating Act of 2010”.

6 **SEC. 2. INVESTMENT TAX CREDIT FOR BIOMASS HEATING**
7 **PROPERTY.**

8 (a) IN GENERAL.—Subparagraph (A) of section
9 48(a)(3) of the Internal Revenue Code of 1986 (defining
10 energy property) is amended by striking “or” at the end

1 of clause (vi), by inserting “or” at the end of clause (vii),
2 and by inserting after clause (vii) the following new clause:

3 “(viii) biomass heating property, in-
4 cluding boilers or furnaces which operate
5 at output efficiencies greater than 75 per-
6 cent and which provide thermal energy in
7 the form of heat, hot water, or steam for
8 space heating, air conditioning, domestic
9 hot water, or industrial process heat, but
10 only with respect to periods ending before
11 January 1, 2014.”.

12 (b) 30 PERCENT CREDIT.—Clause (i) of section
13 48(a)(2)(A) of the Internal Revenue Code of 1986 is
14 amended by striking “and” at the end of subclause (III)
15 and by inserting after subclause (IV) the following new
16 subclause:

17 “(V) energy property described in
18 paragraph (3)(A)(viii), and”.

19 (c) EFFECTIVE DATE.—The amendments made by
20 this section shall apply to periods after the date of the
21 enactment of this Act, in taxable years ending after such
22 date, under rules similar to the rules of section 48(m) of
23 the Internal Revenue Code of 1986 (as in effect on the

1 day before the date of the enactment of the Revenue Rec-
2 onciliation Act of 1990).

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