

106TH CONGRESS
2D SESSION

H. R. 5352

To amend the Internal Revenue Code of 1986 to promote the development of domestic wind energy resources, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 2, 2000

Mr. FILNER introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Ways and Means, 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 Internal Revenue Code of 1986 to promote the development of domestic wind energy resources, 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 “Winning in New Devel-
5 opment for Electricity Act” or “WIND for Electricity
6 Act”.

1 **SEC. 2. PERMANENT EXTENSION OF CREDIT FOR ELEC-**
2 **TRICITY PRODUCED FROM WIND FACILITIES;**
3 **CLARIFICATION OF CONGRESSIONAL INTENT.**

4 (a) PERMANENT EXTENSION.—Subparagraph (A) of
5 section 45(c)(3) of the Internal Revenue Code of 1986 (de-
6 fining qualified facility) is amended by striking “1993,
7 and before January 1, 2002” and inserting “1993”.

8 (b) CLARIFICATION OF REDUCTION OF CREDIT FOR
9 OTHER CREDITS.—Clause (iv) of section 45(b)(3)(A) of
10 such Code (relating to reduction of the credit) is amended
11 by inserting “under this title” after “credit allowable”.

12 (c) EFFECTIVE DATE.—The amendment made by
13 subsection (b) shall apply to taxable years beginning after
14 the date of the enactment of this Act.

15 **SEC. 3. TEN-YEAR EXTENSION OF THE RENEWABLE EN-**
16 **ERGY PRODUCTION INCENTIVE FOR WIND-**
17 **POWERED GENERATION FACILITIES.**

18 Subsection (f) of section 1212 of the Energy Policy
19 Act of 1992 is amended by inserting at the end thereof
20 the following new sentence: “No payment may be made
21 under this section to any facility that generates electric
22 energy from wind after fiscal year 2023, and no payment
23 may be made under this section to any facility after a pay-
24 ment has been made with respect to such facility for a
25 10-fiscal year period.”.

1 **SEC. 4. NONDISCRIMINATORY TRANSMISSION SERVICE FOR**
2 **WIND GENERATION FACILITIES.**

3 Section 212 of the Federal Power Act, relating to
4 transmission service, is amended by inserting after the last
5 subsection (j) the following new subsection:

6 “(k) The Commission shall issue such orders so that
7 transmission services—

8 “(1) provide equitable allocation of congested
9 capacity among competing users including options
10 such as long-term, non-firm transmission agree-
11 ments, and

12 “(2) achieve nondiscriminatory interconnection
13 of wind generation facilities.”.

14 **SEC. 5. EFFECTIVE DATE.**

15 Except as provided by section 2(c), the amendments
16 made by this Act shall take effect on the date of the enact-
17 ment of this Act.

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