AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

I

114TH CONGRESS
1ST SESSION

H. R. 1522

To amend the Internal Revenue Code of 1986 to extend and improve the Indian coal production tax credit.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2015

Mr. ZINKE (for himself, Mr. KELLY of Pennsylvania, Mrs. KIRKPATRICK, Mr. RANGEL, Mr. JOHNSON of Ohio, and Mr. GOSAR) 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 improve the Indian coal production tax credit.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXTENSION AND IMPROVEMENT OF INDIAN COAL PRODUCTION TAX CREDIT.

(a) REPEAL OF LIMITATION BASED ON DATE FACILITY IS PLACED IN SERVICE.—Paragraph (10) of section 45(d) of the Internal Revenue Code of 1986 is amended to read as follows:

"(10) INDIAN COAL PRODUCTION FACILITY.—The term 'Indian coal production facility' means a facility that produces Indian coal.".

(b) REPEAL OF LIMITATION ON PERIOD DURING WHICH COAL MUST BE PRODUCED AND SOLD; TREATMENT OF SALES TO RELATED PARTIES.—Section 45(e)(10)(A) of such Code is amended by striking "per ton of Indian coal—" and all that follows and inserting the following: "per ton of Indian coal—

"(i) produced by the taxpayer at an Indian coal production facility, and

"(ii) sold (either directly by the taxpayer or after sale or transfer to one or more related persons) to an unrelated person.".

(c) REPEAL OF LIMITATION ON TREATMENT AS A SPECIFIED CREDIT.—

(1) IN GENERAL.—Section 38(c)(4)(B) of such Code is amended by redesignating clauses (iv) through (ix) as clauses (v) through (x), respectively, and by inserting after clause (iii) the following new clause:

"(iv) the credit determined under section 45 to the extent that such credit is at-

tributable to section 45(e)(10) (relating to Indian coal production facilities),''.

(2) CONFORMING AMENDMENT.—Section 45(e)(10) of such Code is amended by striking subparagraph (D).

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to coal produced and sold after the date of the enactment of this Act, in taxable years ending after such date.

○