

112TH CONGRESS
2D SESSION

S. 2161

To amend the Internal Revenue Code of 1986 to extend and modify the credit for certain plug-in vehicles.

IN THE SENATE OF THE UNITED STATES

MARCH 6, 2012

Mr. MERKLEY 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 extend and modify the credit for certain plug-in vehicles.

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. EXTENSION AND MODIFICATION OF CREDIT

FOR CERTAIN PLUG-IN VEHICLES.

5 (a) EXTENSION.—Subsection (f) of section 30 of the
6 Internal Revenue Code of 1986 is amended by striking
7 “December 31, 2011” and inserting “December 31,
8 2016”.

9 (b) MODIFICATIONS.—

10 "(b) PER VEHICLE DOLLAR LIMITATION.—

11 “(1) IN GENERAL.—The amount determined
12 under this subsection with respect to any qualified
13 plug-in electric vehicle is the sum of the amounts de-
14 termined under paragraphs (2) and (3) with respect
15 to such vehicle.

16 “(2) BASE AMOUNT.—The amount determined
17 under this paragraph is \$1,500.

18 “(3) BATTERY CAPACITY.—In the case of a ve-
19 hicle which draws propulsion energy from a battery
20 with not less than 5 kilowatt hours of capacity, the
21 amount determined under this paragraph is \$417,
22 plus \$417 for each kilowatt hour of capacity in ex-
23 cess of 5 kilowatt hours. The amount determined
24 under this paragraph shall not exceed \$3,000.”.

3 (A) IN GENERAL.—Paragraph (2) of sec-
4 tion 30(d) of such Code is amended to read as
5 follows:

6 “(2) SPECIFIED VEHICLE.—The term ‘specified
7 vehicle’ means any vehicle which has 2 or 3
8 wheels.”.

9 (B) INCREASE IN BATTERY CAPACITY.—

10 Clause (i) of section 30(d)(1)(F) of such Code
11 is amended by striking “(2.5 kilowatt hours in
12 the case of a vehicle with 2 or 3 wheels)”).

13 (3) CREDIT FOR PLUG-IN ELECTRIC VEHICLES
14 ALLOWED FOR VEHICLES WITH ALTERNATIVE ELEC-
15 TRICAL ENERGY STORAGE DEVICES.—

16 (A) CREDIT ALLOWED FOR NEW TECHNOLOGY —
17

18 (i) IN GENERAL.—Subparagraph (F)
19 of section 30(d)(1) of the Internal Revenue
20 Code of 1986, as amended by paragraph
21 (2), is amended—

22 (I) by striking “battery” and in-
23 serting “power source”, and

24 (II) in clause (i), by inserting
25 “(or in the case of a power source

1 which is not a battery, the appropriate
2 energy equivalent to such capacity, as
3 determined by the Secretary)” after
4 “4 kilowatt hours”.

11 “(4) POWER SOURCE.—The term ‘power source’
12 includes a battery or an alternative electrical energy
13 storage device.”.

14 (B) AMOUNT OF CREDIT.—

15 (i) IN GENERAL.—Paragraph (3) of
16 section 30(b) of the Internal Revenue Code
17 of 1986, as amended by subsection (a), is
18 amended by inserting at the end the fol-
19 lowing new sentence: “In the case of any
20 plug-in electric vehicle which uses a power
21 source other than a battery, this first sen-
22 tence of this paragraph shall be applied by
23 substituting the appropriate energy equiva-
24 lent measurement for the number of kilo-
25 watt hours.”.

6 (c) EFFECTIVE DATE.—The amendments made by
7 this section shall apply to vehicles acquired after Decem-
8 ber 31, 2011.

○