

111TH CONGRESS
1ST SESSION

H. R. 1113

To amend the Internal Revenue Code of 1986 to provide a 15-year recovery period for property used in the transmission or distribution of electricity for sale.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 23, 2009

Mr. REHBERG 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 provide a 15-year recovery period for property used in the transmission or distribution of electricity for sale.

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. 15-YEAR RECOVERY PERIOD FOR PROPERTY**
4 **USED IN THE TRANSMISSION OR DISTRIBUTION OF ELECTRICITY FOR SALE.**
5

6 (a) IN GENERAL.—Subparagraph (E) of section
7 168(e)(3) of the Internal Revenue Code of 1986 is amend-
8 ed by striking clause (vii), by redesignating clauses (viii)

1 and (ix) as clauses (ix) and (x), respectively, and by insert-
2 ing after clause (vi) the following new clauses:

3 “(vii) any section 1245 property (as
4 defined in section 1245(a)(3))—

5 “(I) used in the transmission at
6 69 or more kilovolts of electricity for
7 sale and the original use of which
8 commences with the taxpayer after
9 April 11, 2005, or

10 “(II) used in the transmission or
11 distribution of electricity for sale and
12 which is originally placed in service
13 after the date of the enactment of this
14 subclause,

15 “(viii) initial clearing and grading
16 land improvements with respect to any
17 electric utility transmission and distribu-
18 tion plant.”.

19 (b) CONFORMING AMENDMENTS.—

20 (1) Paragraph (3) of section 168(e) of such
21 Code is amended by striking subparagraph (F).

22 (2) The table contained in section 168(g)(3)(B)
23 of such Code is amended by striking the items relat-
24 ing to subparagraphs (E)(viii), (E)(ix), and (F) and
25 inserting the following new items:

“(E)(viii) 25

(E)(ix) 35
(E)(x) 39”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to property placed in service after
3 the date of the enactment of this Act.

