

110TH CONGRESS
1ST SESSION

H. R. 3241

To clarify the amount of loans to be guaranteed under title XVII of the Energy Policy Act of 2005, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 31, 2007

Mr. BOUCHER (for himself and Mr. DINGELL) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, 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 clarify the amount of loans to be guaranteed under title XVII of the Energy Policy Act of 2005, 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. AMOUNT OF LOANS GUARANTEED.**

4 Section 1702 of the Energy Policy Act of 2005 (42
5 U.S.C. 16512) is amended—

6 (1) by amending subsection (c) to read as fol-
7 lows:

8 “(c) AMOUNT.—

1 “(1) PERCENTAGE OF PROJECT COST.—A guar-
2 antee by the Secretary shall not exceed an amount
3 equal to 80 percent of the project cost of the facility
4 that is the subject of the guarantee, as estimated at
5 the time at which the guarantee is issued, and shall
6 be no less than the minimum amount determined by
7 the Secretary to be likely to attract nonguaranteed
8 investment adequate to capitalize the project.

9 “(2) PERCENTAGE OF LOAN.—Subject to para-
10 graph (1), the Secretary may guarantee up to 100
11 percent of any loan or other debt obligation of the
12 borrower to fund an eligible project, and may not
13 issue a rule or regulation establishing a lower per-
14 centage limit.”; and

15 (2) by adding at the end the following new sub-
16 section:

17 “(k) WAGES.—No loan guarantee shall be made
18 under this title unless the borrower has provided to the
19 Secretary reasonable assurances that all laborers and me-
20 chanics employed by contractors or subcontractors in the
21 performance of construction work financed in whole or in
22 part with the loan will be paid wages at rates not less
23 than those prevailing on similar work in the locality as
24 determined by the Secretary of Labor in accordance with

1 subchapter IV of chapter 31 of title 40, United States
2 Code (commonly referred to as the Davis-Bacon Act).”.

3 **SEC. 2. EXCLUSION OF CATEGORIES.**

4 Section 1704 of the Energy Policy Act of 2005 (42
5 U.S.C. 16514) is amended by adding at the end the fol-
6 lowing new subsection:

7 “(c) EXCLUSION OF CATEGORIES.—No appropriation
8 authorized pursuant to this section may exclude any cat-
9 egory of eligible project described in section 1703.”.

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