

follows: “to remove at least 99 percent of sulfur dioxide;”.

EFFECTIVE DATE OF 2007 AMENDMENT

Amendment by Pub. L. 110-140 effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110-140, set out as an Effective Date note under section 1824 of Title 2, The Congress.

**§ 15963. Report**

Not later than 1 year after August 8, 2005, and once every 2 years thereafter through 2014, the Secretary, in consultation with other appropriate Federal agencies, shall submit to Congress a report describing—

(1) the technical milestones set forth in section 15962 of this title and how those milestones ensure progress toward meeting the requirements of subsections (b)(1)(B) and (b)(2) of section 15962 of this title; and

(2) the status of projects funded under this part.

(Pub. L. 109-58, title IV, §403, Aug. 8, 2005, 119 Stat. 753.)

**§ 15964. Clean coal centers of excellence**

**(a) In general**

As part of the clean coal power initiative, the Secretary shall award competitive, merit-based grants to institutions of higher education for the establishment of centers of excellence for energy systems of the future.

**(b) Basis for grants**

The Secretary shall award grants under this section to institutions of higher education that show the greatest potential for advancing new clean coal technologies.

(Pub. L. 109-58, title IV, §404, Aug. 8, 2005, 119 Stat. 753.)

**§ 15965. Time limit for award; extension**

If a Clean Coal Power Initiative project selected after March 11, 2009, for negotiation under this or any other Act in any fiscal year, is not awarded within 2 years from the date the application was selected, negotiations shall cease and the Federal funds committed to the application shall be retained by the Department for future coal-related research, development and demonstration projects, except that the time limit may be extended at the Secretary’s discretion for matters outside the control of the applicant, or if the Secretary determines that extension of the time limit is in the public interest.

(Pub. L. 111-8, div. C, title III, Mar. 11, 2009, 123 Stat. 616.)

CODIFICATION

Section was enacted as part of the Energy and Water Development and Related Agencies Appropriations Act, 2009, and also as part of the Omnibus Appropriations Act, 2009, and not as part of the Energy Policy Act of 2005 which comprises this chapter.

PART B—CLEAN POWER PROJECTS

**§ 15971. Integrated coal/renewable energy system**

**(a) In general**

Subject to the availability of appropriations, the Secretary may provide loan guarantees for a

project to produce energy from coal of less than 7,000 Btu/lb. using appropriate advanced integrated gasification combined cycle technology, including repowering of existing facilities, that—

(1) is combined with wind and other renewable sources;

(2) minimizes and offers the potential to sequester carbon dioxide emissions; and

(3) provides a ready source of hydrogen for near-site fuel cell demonstrations.

**(b) Requirements**

The facility—

(1) may be built in stages;

(2) shall have a combined output of at least 200 megawatts at successively more competitive rates; and

(3) shall be located in the Upper Great Plains.

**(c) Technical criteria**

Technical criteria described in section 15962(b) of this title shall apply to the facility.

**(d) Investment tax credits**

**(1) In general**

The loan guarantees provided under this section do not preclude the facility from receiving an allocation for investment tax credits under section 48A of title 26.

**(2) Other funding**

Use of the investment tax credit described in paragraph (1) does not prohibit the use of other clean coal program funding.

(Pub. L. 109-58, title IV, §411, Aug. 8, 2005, 119 Stat. 754.)

**§ 15972. Loan to place Alaska clean coal technology facility in service**

**(a) Definitions**

In this section:

**(1) Borrower**

The term “borrower” means the owner of the clean coal technology plant.

**(2) Clean coal technology plant**

The term “clean coal technology plant” means the plant located near Healy, Alaska, constructed under Department cooperative agreement number DE-FC-22-91PC90544.

**(3) Cost of a direct loan**

The term “cost of a direct loan” has the meaning given the term in section 661a(5)(B) of title 2.

**(b) Authorization**

Subject to subsection (c), the Secretary shall use amounts made available under subsection (e) to provide the cost of a direct loan to the borrower for purposes of placing the clean coal technology plant into reliable operation for the generation of electricity.

**(c) Requirements**

**(1) Maximum loan amount**

The amount of the direct loan provided under subsection (b) shall not exceed \$80,000,000.