

[COMMITTEE PRINT #3]

(SHOWING TEXT OF THE COMMITTEE PRINT AS APPROVED BY THE
SUBCOMMITTEE ON ENERGY AND AIR QUALITY ON JUNE 20, 2007)

110TH CONGRESS
1ST SESSION

H. R. _____

To clarify the amount of loans to be guaranteed under title XVII of the
Energy Policy Act of 2005.

IN THE HOUSE OF REPRESENTATIVES

M____. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To clarify the amount of loans to be guaranteed under title
XVII of the Energy Policy Act of 2005.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **TITLE I—AMOUNT OF LOANS**
4 **GUARANTEED**

5 **SEC. 101. AMOUNT OF LOANS GUARANTEED.**

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

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

3 “(c) AMOUNT.—

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

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

18 (2) by adding at the end the following new sub-
19 section:

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

1 than those prevailing on similar work in the locality as
2 determined by the Secretary of Labor in accordance with
3 subchapter IV of chapter 31 of title 40, United States
4 Code (commonly referred to as the Davis-Bacon Act).”.

5 **SEC. 102. EXCLUSION OF CATEGORIES.**

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

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