

118TH CONGRESS  
1ST SESSION

# H. R. 2488

To amend the Internal Revenue Code of 1986 to make advanced nuclear facilities eligible for the qualifying advanced energy project credit.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 2023

Mr. DONALDS introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend the Internal Revenue Code of 1986 to make advanced nuclear facilities eligible for the qualifying advanced energy project credit.

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. ADVANCED NUCLEAR FACILITIES MADE ELIGI-**  
4 **BLE FOR QUALIFYING ADVANCED ENERGY**  
5 **PROJECT CREDIT.**

6 (a) IN GENERAL.—Section 48C(c)(1)(A) of the Inter-  
7 nal Revenue Code of 1986 is amended by striking “or”  
8 at the end of clause (ii), by striking the period at the end  
9 of clause (iii) and inserting “, or”, and by adding at the  
10 end the following new clause:

1                   “(iv) which consists of an advanced  
2                   nuclear facility (as defined in section  
3                   45J(d)(2)).”.

4           (b) CLARIFICATION OF CONTINUATION OF AUTHOR-  
5   ITY TO TREAT OTHER NUCLEAR FACILITIES AS QUALI-  
6   FYING.—Section 48C(c)(1)(A)(i)(VII) of such Code is  
7   amended by inserting “, including nuclear energy tech-  
8   nology,” after “greenhouse gas emissions”.

9           (c)       CONFORMING        AMENDMENT.—Section  
10 48C(c)(2)(A) of such Code is amended by striking “or”  
11 at the end of clause (ii), by inserting “or” at the end of  
12 clause (iii), and by inserting after clause (iii) the following  
13 new clause:

14                   “(iv) a facility described in clause (iv)  
15                   of such paragraph,”.

16           (d) EFFECTIVE DATE.—The amendments made by  
17 this section shall apply to taxable years ending after the  
18 date of the enactment of this Act.

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