

Bond Case Briefs

Municipal Finance Law Since 1971

Senate Carbon Capture Bill Gains a House Companion: Squire Patton Boggs

[Earlier this month](#), we described [Senate Bill 1763](#), which would authorize a new type of exempt facility bond to be issued for “qualified carbon capture facilities.” Well, on July 19, 2019, freshman House Republican Tim Burchett of Tennessee proposed the Carbon Capture Improvement Act, [H.R. 3861](#), the text of which is identical to the Senate Bill.[1] However, unlike the Senate Bill that has bipartisan sponsorship, Burchett is (for now) the sole sponsor of the companion House Bill.

This isn’t the only carbon capture-related bill with both Senate and House support. The Senate has already passed the [Utilizing Significant Emissions with Innovated Technologies Act](#), nicknamed the “USE IT Act.” The USE IT Act supports the development of carbon capture technology through the establishment of: technology prizes, research and development programs to promote existing and new technologies for the transformation of carbon dioxide generated by industrial processes, a carbon capture, utilization and sequestration report, permitting guidance, and regional permitting task force, among other things, research into carbon dioxide utilization and direct air capture, to facilitate the permitting and development of carbon capture, utilization, and sequestration projects and carbon dioxide pipelines. The USE IT Act similarly has a House counterpart, H.R. 1166, which has been referred to the House Subcommittee on Water, Oceans, and Wildlife. With carbon capture technology on Congress’ mind, and companion bills for tax-exempt bonds for carbon capture facilities pending in the House and Senate, the chances for a legislative change seem to be growing stronger.

[1] If you’re one of those people needs to see it to believe it, click here to see a blackline of the House Bill against the Senate Bill.

The Public Finance Tax Blog

By Taylor Klavan on August 13, 2019

Squire Patton Boggs