U.S. House of Representatives  
Committee on Ways and Means  
Subcommittee on Select Revenue Measures  

Comments Submitted for the Record

The undersigned residents and property owners of the State of New York respectfully submit these comments in response to the April 26, 2012 Hearing on Certain Expiring Tax Provisions. Our comments are limited to the Production Tax Credit (PTC) for wind energy.

Executive Summary: The PTC is often credited for most of the growth in the wind sector but attributing market activity to the subsidy is overly simplistic and fails to consider other crucial factors driving development. When evaluated against key economic and environment criteria, the cost of the subsidy has proven excessive and the benefits to American taxpayers minimal. If the PTC were to expire, the economics of the industry would shift to States with renewable mandates. Power markets will ultimately confront the real cost of wind energy, and price it accordingly. The overall impact on the industry would be far less severe than proponents claim.

Supporting Statements:

High Cost: Since adopted in 1992, the cost of the PTC for wind energy has ballooned from $5 million/year in 1998 to $1.5 billion annually today. The open-ended subsidy of 2.2¢/kWh in after-tax income represents a pre-tax value of approximately 3.7¢/kWh. In many regions of the country the PTC now equals, or is greater than, the wholesale price of power. Even if the PTC were to sunset, taxpayers are still obligated to cover nearly $10 billion in tax credits for wind projects built in the last decade. This is in addition to the $15 billion debt for wind projects eligible under Section 1603 (including anticipated 2012 grants).

Inefficient: Since the PTC is uniform across the country it is highly inefficient, supporting poorly sited development in some areas while in other areas supporting projects that would have been built regardless of the credit. This is true in Texas and the Pacific Northwest where wind capacity exceeds transmission capacity and wind is curtailed. In New England the PTC likely pays more subsidy than is necessary owing to aggressive State mandates. Utilities in New England routinely sign long-term power contracts for wind at prices significantly above market.

Other factors advancing wind development: The industry insists it's at risk of a slow-down without the PTC. This view ignores other crucial factors driving development including state mandates and natural gas prices. It is not possible given available data to identify the extent to which the PTC has contributed to growth in the sector. In fact, demand for wind has eroded recently due, in part, to


3 Joint Committee on Taxation, Present Law And Background Relating To Tax Credits For Electricity Production From Renewable Sources (2005) 14 https://www.jct.gov/publications.html?func=startdown&id=1579
states meeting their renewable mandates. Lower natural gas prices further reduced wind’s attractiveness as a ‘fuel saver’. The EIA now forecasts flat growth in the wind sector for this decade regardless of what happens with the PTC.

Job losses: Despite billions in public funding the wind sector experienced a net loss of 10,000 direct and indirect jobs in 2010 bringing the total to 75,000 jobs. Most of the remaining jobs are temporary construction positions requiring peak levels of development year-after-year to maintain current levels. Attempts to attribute job creation to the PTC must be tempered by corresponding job losses due to higher renewable energy prices. The State of Vermont found that adding just 50 MWs of renewable energy at higher-than-market electricity prices "had the deleterious effects of reshuffling consumer spending and increasing the cost of production for Vermont businesses." Last year, rural electric ratepayers in Minnesota paid more than $70 million in above-market energy prices due to the high cost of wind.

Environmental benefits: Wind energy is an unpredictable, variable resource that cannot be relied on to serve load. Its primary benefit is in reducing U.S. electric carbon emissions. According the Navigant, a four-year extension of the PTC could avoid an incremental 170 million tons of CO2. This "best case" estimate is not predicated on an actual working grid region, but if we accept Navigant's estimate the cost to taxpayers is at least $23/ton CO2, ten-times the $1.92/ton market price for offsets in the Northeastern states participating in RGGI! The PTC is a high-priced vehicle for very questionable reductions of CO2 emissions.

Conclusion: The key question is whether the benefits of the PTC for wind are worth the cost. This 20-year old subsidy is expensive, inefficient, has failed to produce net-job increases that are sustainable, and the cost applied per ton of CO2 is more than 10x the market price of carbon under RGGI. The U.S. power market has undergone significant change since the PTC was adopted, including deregulation. It is not possible to isolate the extent to which the PTC contributes to wind sector growth. Without the PTC, project economics would shift to states with RPS policies. The value of renewable credits might rise in response but power markets will ultimately confront the real cost of wind energy, and price it accordingly.

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5 Wiser and Bolinger v - Note: No independent audits exist to confirm job counts. Since any new job in the electricity sector must contribute to increasing the cost of electricity, this creates economic de-stimulus.

6 VT DPS, The Economic Impacts of Vermont Feed in Tariffs (2009) 12

7 Wall Street Journal Gouged by the Wind (May 2012)
http://online.wsj.com/article/SB10001424052702303592404577364244006391420.html?mod=googlenews_wsj

8 Navigant Consulting, Inc. Impact of the Production Tax Credit on the U.S. Wind Market (2011) 38

9 Navigant provides no detail on how it determined offsets. Study assumes some wind built without the PTC and only looked at incremental benefit over 4 years (2013-16). The cost per offset is potentially higher than $23/ton.

10 Joint Committee on Taxation 14
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Date submitted: May 10, 2012

Comments submitted on behalf of the following residents and property owners of the State of New York.

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Hamburg, NY 14075  

Steven Kagle  
5574 Coachman Lane 
Hamburg, NY 14075  

Darcy Kaminski  
2403 Orangeville Ctr Rd 
Warsaw, NY 14569  

Edward Kaminski  
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Warsaw, NY 14569  

John Karasiewicz  
3805 Rt 20A 
Warsaw, NY 14569  

Nancy Karasiewicz  
3805 Rt 20A 
Warsaw, NY 14569  

Denise Knight  
128 Leocrest 
West Seneca, Ny 14224  

Jim Knight  
128 Leocrest 
West Seneca, Ny 14224  

Beverly Kota  
11800 County Road 37 
Wayland, NY 14572  

Charles Kota  
11800 County Road 37 
Wayland, NY 14572  

Donna Kowalewski  
3845 Centerline Rd 
Warsaw, NY 14569  

Paul Kowalewski  
3845 Centerline Rd 
Warsaw, NY 14569  

Barbara Kraus  
240 Parliman Rd. 
Gilboa, NY 12076  

Joseph Kraus  
240 Parliman Rd. 
Gilboa, NY 12076  

Ann Krebs  
2515 Main St 
Varysburg, NY 14167  

Greg Krebs  
2515 Main St 
Varysburg, NY 14167  

Robert Kystl  
141 Chippewa Point Road 
Hammond, NY 13646  

David LaMora  
35530 NYST Route 12E  
Cape Vincent, NY 13618
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Mark T. McKean  
2535 Humphrey Rd  
Cape Vincent, NY 13618  
Ada Menapace  
46 Schnurr Road  
Hammond, NY 13646  
Frank Menapace  
46 Schnurr Road  
Hammond, NY 13646  

Carol Merkle  
2729 Glor Rd  
Attica, NY 14011  
William Merkle  
2729 Glor Rd  
Attica, NY 14011  
Curt Miller  
2205 Krotz Road  
Warsaw, NY 14569  

Dillon Miller  
2205 Krotz Road  
Warsaw, NY 14569  
Elizabeth Miller  
2205 Krotz Road  
Warsaw, NY 14569  
Deborah Mills  
Oak Island  
Hammond, NY 13646  

Peter Mills  
Oak Island  
Chippewa Bay, NY  
Ken Mock  
2611 Syler Rd  
Varysburg, NY 14167  
Charles Moehs M.D.  
35438 NY SH 12E  
Cape Vincent, NY  

Colleen Moultrup  
2101 Standish Road  
Attica, NY 14011  
Michael Moultrup  
2101 Standish Road  
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Steven Moultrup  
2101 Standish Road  
Attica, NY 14011  

Jim Nevinger  
2830 Attica center Rd.  
Warsaw, NY 14569  
Mary Nevinger  
2830 Attica center Rd.  
Warsaw, NY 14569  
Allan Newell  
170 Newell Road  
Hammond, NY 13646  

Andrew Niederhauser  
7 Ravenswood  
Cheektowaga, NY 14225  
Ben Niederhauser  
4861 Eckhardt Rd  
Hamburg, NY 14075  
Danielle Niederhauser  
7 Ravenswood  
Cheektowaga, NY 14225  

Patricia Niederhauser  
4482 Crestridge Drive  
Hamburg, NY 14075  
Phippip Niederhauser  
4482 Crestridge Drive  
Hamburg, NY 14075  
Nancy Oakes  
PO Box 566  
Waddington, NY 13694  

Chris O’Conner  
6177 Rt. 362  
Bliss, NY 14024  
Glenn O’Conner  
6177 Rt. 362  
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Lynn O’Conner  
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Ellen Off  
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George Off  
2681 Syler Rd  
Varysburg, NY 14167
Nora O'Neill  
3273 Rt 20A  
Varysburg, NY 14167

William O'Neill  
3906 Wilder Rd  
Warsaw, NY 14569

Bob Orr  
2621 Krotz Rd  
Warsaw, NY 14569

Cathi Orr  
2621 Krotz Rd  
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Dr. Robert Pandina  
50 Heron Road  
Chippewa Bay, NY 13623

Jean Papke  
150 DuBois Road  
Hammond, NY 13646

Ronald Papke  
150 DuBois Road  
Hammond, NY 13646

Gary Parrish  
PO Box 27  
Valentines, VA 23887

Nancy Parrish  
PO Box 27  
Valentines, VA 23887

Mary Perry  
3752 Buffalo Rd  
Warsaw, NY 14569

Nina Pierpont MD  
19 Clay  
Malone, NY

Betty Poch  
811 Ransom Road  
Lancaster, NY 14569

Brian Poch  
811 Ransom Road  
Lancaster, NY 14569

Ronald Poch  
811 Ransom Road  
Lancaster, NY 14569

Carolyn Post  
2832 Blackhouse RD  
Warsaw, NY 14569

Peter Post  
2832 Blackhouse RD  
Warsaw, NY 14569

Dardy Pour  
171 Riverledge Road  
Hammond, NY 13646

Helen Premo  
3197 Syler Rd.  
Varysburg, NY 14167

Jim Raab  
3523 Buffalo Rd  
Varysburg, NY 14167

Sherri Raab  
3523 Buffalo Rd  
Varysburg, NY 14167

Jim Rafferty  
3388 Buffalo Rd  
Warsaw, NY 14569

Jo Rafferty  
3388 Buffalo Rd  
Warsaw, NY 14569

Donna Ramsey  
2240 State Route 238  
Warsaw, NY 14569

Gerald Ramsey  
2240 State Route 238  
Warsaw, Ny 14569

Chris Rase  
3800 Rt 20A  
Warsaw, NY 14569

Steven Rase  
3800 Rt 20A  
Warsaw, NY 14569

Andrea Rebeck  
4652 Oak Orchard Road  
Albion, NY

Ronald Richtsmeier  
4226 Fairview Rd.  
Castile, NY 14427

Frederick A. Robinson  
171 Riverledge Road  
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Paul M. Robinson  
171 Riverledge Road  
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<td>Jennifer Sliwinski</td>
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<td>Maggie Sliwinski</td>
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<td>Lori Slowinski</td>
<td>2018 French Road Varysburg, NY 14167</td>
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Richard Slowinski  
2018 French Road  
Varysburg, NY 14167

Preston Smith  
6808 S. Hillcrest Dr.  
Castile, NY 14427

Richard A. Smith  
3684 Heatherwood Drive  
Hamburg, NY 14075

Karen Spiegelhoff  
70 Palmer Avenue  
Kenmore, NY 14217

Kevin Spiegelhoff  
70 Palmer Avenue  
Kenmore, NY 14217

Brooke Stark  
20 Old Oak Point Road  
Hammond, NY 13646

Henry Steck  
113 Clinton St  
Homer, NY 13077

Janet Steck  
113 Clinton St  
Homer, NY 13077

Cathryn Stevenson  
217 St. Lawrence Ave.  
Hammond, NY 13646

Paul J. Stoons  
1845 Clinton Street  
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17 Braxton Court  
Waterford, NY 12188

Jennifer Terkelsen  
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Henderson Harbor, NY 13651

Judy Tubolino  
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LaFargeville, NY 13656

Rick Turner  
3242 Royce Rd  
Varysburg, NY 14167

Shirley Turner  
3242 Royce Rd  
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Cape Vincent, NY 13618

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Edward Wiedl  
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Priscilla Wiedl  
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Karen Wiley  
168 Wiley Park Dr  
Cape Vincent, NY

Richard Wiley  
168 Wiley Park Dr  
Cape Vincent, NY

Nyla Wilkinson  
2975 Orangeville Center Rd.  
Warsaw, NY 14569

Ted Wilkinson  
2975 Orangeville Center Rd.  
Warsaw, NY 14569
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<th>Name</th>
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<td>Jane Williams</td>
<td>3 Longview Drive</td>
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<td>2075 Nesbitt Rd.</td>
<td>Orangeville, NY 14011</td>
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<td>Joseph M. Zampogna M.D.</td>
<td>9501 Village Mill Lane</td>
<td>Clarence Ctr., NY 14032</td>
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