



January 6, 2023

Internal Revenue Service
CC:PA:LPD:PR (Notice 2022-50)
Room 5203
P.O. Box 7604,
Ben Franklin Station,
Washington, D.C. 20044

Filed electronically via the Federal eRulemaking Portal at www.regulations.gov

Re: Response to Notice 2022-50

Dear Sir or Madam:

The Energy Infrastructure Council (the “**EIC**”) is pleased to submit this response to the request for comments in Notice 2022-50 regarding the elective payment provisions under section 6417 and the elective credit transfer provisions under section 6418 of the Internal Revenue Code (“**IRC**”), as amended by the Inflation Reduction Act (the “**IRA**”).

The EIC is a non-profit trade association dedicated to advancing the interests of companies that develop and operate energy infrastructure in the United States. As such, the EIC addresses core public policy issues critical to investment in U.S. energy infrastructure. Our members are both public and private traditional and renewable energy infrastructure companies that ensure that energy from a wide variety of sources is delivered efficiently and safely from production facilities and fields to American homes, businesses, and communities.

The EIC submitted its initial response to Notice 2022-50 on November 4, 2022 (ID: IRS-2022-0024-0048), which was posted on November 7, 2022. This supplemental response endorses certain other comments submitted in response to Notice 2022-50 relevant to the credit for carbon capture and sequestration in IRC section 45Q (the “**45Q credit**”).

ENDORSEMENTS

The EIC believes there were many noteworthy submissions in response to Notice 2022-50. In particular, the EIC would like to highlight and formally endorse the following submissions to the extent they relate to 45Q credits and the rules and regulations promulgated by the IRS and Treasury with respect thereto:

- (I) Public submission by Navigator CO2 Ventures LLC (Comment ID IRS-2022-0024-0027) posted by the IRS on November 7, 2022;
- (II) Public submission by the American Petroleum Institute (Comment ID IRS-2022-0024-0152) posted by the IRS on November 7, 2022; and
- (III) Public submission by Baker Botts L.L.P. (Comment ID IRS 2022-0024-0064) posted by the IRS on November 7, 2022.

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We appreciate the opportunity to offer comments in response to Notice 2022-50. If you have questions, please do not hesitate to contact Lori Ziebart at Lori@eic.energy or 202-747-6570.

Sincerely,



Lori E. L. Ziebart
President & CEO
Energy Infrastructure Council