

Union Calendar No.

119TH CONGRESS
2^D SESSION

H. R. 755

[Report No. 119-]

To amend the Energy Act of 2020 to include critical materials in the definition of critical mineral, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 28, 2025

Mr. CISCOMANI (for himself, Mr. HAMADEH of Arizona, Mr. CRANE, Mr. NEWHOUSE, Mr. SWALWELL, Ms. LEE of Nevada, Mr. STANTON, Ms. MALOY, Mr. HORSFORD, Ms. PETERSEN, and Mr. BIGGS of Arizona) introduced the following bill; which was referred to the Committee on Natural Resources

FEBRUARY --, 2026

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on January 28, 2025]

A BILL

To amend the Energy Act of 2020 to include critical materials in the definition of critical mineral, and for other purposes.

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. SHORT TITLE.**

4 *This Act may be cited as the “Critical Mineral Con-*
5 *sistency Act of 2025”.*

6 **SEC. 2. CRITICAL MINERALS AND MATERIALS LIST.**

7 *Section 7002 of the Energy Act of 2020 (30 U.S.C.*
8 *1606) is amended—*

9 *(1) in subsection (c)(4)(C), by inserting “min-*
10 *erals or materials” after “critical”;*

11 *(2) by redesignating subsection (o) as subsection*
12 *(p); and*

13 *(3) by inserting after subsection (n) the fol-*
14 *lowing:*

15 *“(o) CRITICAL MINERALS AND MATERIALS LIST.—*

16 *“(1) IN GENERAL.—Not later than 45 days after*
17 *the date of enactment of the Critical Mineral Consist-*
18 *ency Act of 2025, the Secretary shall publish a Crit-*
19 *ical Minerals and Materials List, which shall in-*
20 *clude—*

21 *“(A) any critical mineral designated by the*
22 *Secretary under subsection (c); and*

23 *“(B) any non-fuel mineral, element, sub-*
24 *stance, or material that the Secretary of Energy*

1 *has determined to be a critical material under*
2 *subsection (a)(2) as of that date of enactment.*

3 “(2) *UPDATES.*—*The Secretary shall update the*
4 *Critical Minerals and Materials List published under*
5 *paragraph (1)—*

6 “(A) *not later than 45 days after the date*
7 *on which the Secretary updates a critical min-*
8 *eral designation under subsection (c); and*

9 “(B) *not later than 45 days after the date*
10 *on which the Secretary of Energy updates a crit-*
11 *ical material designation under subsection*
12 *(a)(2).*

13 “(3) *PUBLICATION ALIGNMENT.*—*To the max-*
14 *imum extent practicable, the Secretary and the Sec-*
15 *retary of Energy shall coordinate when updates to the*
16 *Critical Minerals and Materials List may be required*
17 *under paragraph (2).*

18 “(4) *ADMINISTRATION.*—*For the purposes of ad-*
19 *ministering programs involving critical minerals or*
20 *critical materials, the Secretary, the Secretary of En-*
21 *ergy, and the heads of other Federal departments and*
22 *agencies where such department or agency has incor-*
23 *porated by reference the definition of ‘critical min-*
24 *eral’ or ‘critical material’ from this section, as appli-*
25 *cable, shall use the most recently published version of*

- 1 *the Critical Minerals and Materials List published*
- 2 *under paragraph (1).”.*

Amend the title so as to read: “A bill to amend the Energy Act of 2020 to harmonize the lists of critical minerals and critical materials, and for other purposes.”.