

## Committee Print

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(Providing for reconciliation pursuant to H. Con. Res. 14, the  
Concurrent Resolution on the Budget for Fiscal Year 2025)

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# TITLE IV—ENERGY AND COMMERCE

## Subtitle A—Energy

### SEC. 41001. RESCISSIONS RELATING TO CERTAIN INFLA- TION REDUCTION ACT PROGRAMS.

(a) STATE-BASED HOME ENERGY EFFICIENCY CON-  
TRACTOR TRAINING GRANTS.—The unobligated balance  
of any amounts made available under subsection (a) of  
section 50123 of Public Law 117–169 (42 U.S.C. 18795b)  
is rescinded.

(b) FUNDING FOR DEPARTMENT OF ENERGY LOAN  
PROGRAMS OFFICE.—The unobligated balance of any  
amounts made available under subsection (b) of section  
50141 of Public Law 117–169 (136 Stat. 2042) is re-  
scinded.

(c) ADVANCED TECHNOLOGY VEHICLE MANUFAC-  
TURING.—The unobligated balance of any amounts made  
available under subsection (a) of section 50142 of Public  
Law 117–169 (136 Stat. 2044) is rescinded.

1 (d) ENERGY INFRASTRUCTURE REINVESTMENT FI-  
2 NCING.—The unobligated balance of any amounts made  
3 available under subsection (a) of section 50144 of Public  
4 Law 117–169 (136 Stat. 2044) is rescinded.

5 (e) TRIBAL ENERGY LOAN GUARANTEE PROGRAM.—  
6 The unobligated balance of any amounts made available  
7 under subsection (a) of section 50145 of Public Law 117–  
8 169 (136 Stat. 2045) is rescinded.

9 (f) TRANSMISSION FACILITY FINANCING.—The un-  
10 obligated balance of any amounts made available under  
11 subsection (a) of section 50151 of Public Law 117–169  
12 (42 U.S.C. 18715) is rescinded.

13 (g) GRANTS TO FACILITATE THE SITING OF INTER-  
14 STATE ELECTRICITY TRANSMISSION LINES.—The unobli-  
15 gated balance of any amounts made available under sub-  
16 section (a) of section 50152 of Public Law 117–169 (42  
17 U.S.C. 18715a) is rescinded.

18 (h) INTERREGIONAL AND OFFSHORE WIND ELEC-  
19 TRICITY TRANSMISSION PLANNING, MODELING, AND  
20 ANALYSIS.—The unobligated balance of any amounts  
21 made available under subsection (a) of section 50153 of  
22 Public Law 117–169 (42 U.S.C. 18715b) is rescinded.

23 (i) ADVANCED INDUSTRIAL FACILITIES DEPLOY-  
24 MENT PROGRAM.—The unobligated balance of any  
25 amounts made available under subsection (a) of section

1 50161 of Public Law 117–169 (42 U.S.C. 17113a) is re-  
2 scinded.

3 **SEC. 41002. FERC CERTIFICATES AND FEES FOR CERTAIN**  
4 **ENERGY INFRASTRUCTURE AT INTER-**  
5 **NATIONAL BOUNDARIES OF THE UNITED**  
6 **STATES.**

7 (a) DEFINITIONS.—In this section:

8 (1) CERTIFICATE OF CROSSING.—The term  
9 “certificate of crossing” means a permit for the con-  
10 struction, connection, operation, or maintenance of a  
11 cross-border segment.

12 (2) COMMISSION.—The term “Commission”  
13 means the Federal Energy Regulatory Commission.

14 (3) COVERED FACILITY.—The term “covered  
15 facility” means—

16 (A) an oil, natural gas, hydrocarbon liq-  
17 uids, refined petroleum products, hydrogen, or  
18 carbon dioxide pipeline;

19 (B) a pipeline for the movement of any  
20 other energy-related product; and

21 (C) an electric transmission facility.

22 (4) CROSS-BORDER SEGMENT.—The term  
23 “cross-border segment” means a segment, as deter-  
24 mined by the Commission, of a covered facility that  
25 is located at an international boundary between—

1 (A) the United States and Canada; or

2 (B) the United States and Mexico.

3 (5) PRESIDENTIAL PERMIT.—The term “Presi-  
4 dential permit” means a permit or other approval  
5 issued or required by the President under or pursu-  
6 ant to any provision of law, including under or pur-  
7 suant to any Executive order, with respect to the  
8 construction, connection, operation, or maintenance  
9 of a cross-border segment.

10 (b) CERTIFICATE OF CROSSING AND FEE.—

11 (1) IN GENERAL.—The Commission shall, upon  
12 payment of a fee in the amount of \$50,000 by a per-  
13 son requesting a certificate of crossing, issue to such  
14 person such certificate of crossing.

15 (2) TREATMENT OF FEE.—A fee paid under  
16 this subsection shall not be considered a fee assessed  
17 under section 3401 of the Omnibus Budget Rec-  
18 onciliation Act of 1986 (42 U.S.C. 7178).

19 (c) PROHIBITION.—Except as provided in subsection  
20 (d), no person may construct, connect, operate, or main-  
21 tain a cross-border segment for the import or export of  
22 oil, natural gas, hydrocarbon liquids, refined petroleum  
23 products, hydrogen, carbon dioxide, or other energy-re-  
24 lated products, or for the transmission of electricity, to  
25 or from Canada or Mexico without obtaining a certificate

1 of crossing from the Commission under subsection (b) for  
2 the applicable construction, connection, operation, or  
3 maintenance.

4 (d) PREVIOUSLY AUTHORIZED FACILITIES.—Sub-  
5 section (c) shall not apply to the construction, connection,  
6 operation, or maintenance of a cross-border segment with  
7 respect to which a Presidential permit that was issued be-  
8 fore the date of enactment of this Act applies and is in  
9 effect.

10 **SEC. 41003. NATURAL GAS EXPORTS AND IMPORTS.**

11 Section 3 of the Natural Gas Act (15 U.S.C. 717b)  
12 is amended by adding at the end the following:

13 “(g) CHARGE FOR EXPORTATION OR IMPORTATION  
14 OF NATURAL GAS.—The Secretary of Energy shall, by  
15 rule, impose and collect, for each application to export nat-  
16 ural gas from the United States to a foreign country with  
17 which there is not in effect a free trade agreement requir-  
18 ing national treatment for trade in natural gas, or to im-  
19 port natural gas from such a foreign country, a non-  
20 refundable charge of \$1,000,000, and, for purposes of sub-  
21 section (a), the importation or exportation of natural gas  
22 that is proposed in an application for which such a non-  
23 refundable charge was imposed and collected shall be  
24 deemed to be in the public interest, and such an applica-  
25 tion shall be granted without modification or delay.”.

1   **SEC. 41004. FUNDING FOR DEPARTMENT OF ENERGY LOAN**  
2                   **GUARANTEE EXPENSES.**

3           In addition to amounts otherwise available, there is  
4   appropriated to the Secretary of Energy, out of any money  
5   in the Treasury not otherwise appropriated, \$5,000,000,  
6   to remain available for a period of five years for adminis-  
7   trative expenses associated with carrying out section 116  
8   of the Alaska Natural Gas Pipeline Act (15 U.S.C. 720n).

9   **SEC. 41005. EXPEDITED PERMITTING.**

10          The Natural Gas Act is amended by adding after sec-  
11   tion 15 (15 U.S.C. 717n) the following:

12   **“SEC. 15A. EXPEDITED PERMITTING.**

13          “(a) DEFINITIONS.—In this section:

14               “(1) COVERED APPLICATION.—The term ‘cov-  
15   ered application’ means an application for an au-  
16   thorization under section 3 or a certificate of public  
17   convenience and necessity under section 7, as appli-  
18   cable, for activities that include construction.

19               “(2) FEDERAL AUTHORIZATION.—The term  
20   ‘Federal authorization’ has the meaning given such  
21   term in section 15(a).

22          “(b) EXPEDITED REVIEW.—

23               “(1) NOTIFICATION OF ELECTION AND PAY-  
24   MENT OF FEE.—Prior to submitting a covered appli-  
25   cation, an applicant may elect to obtain an expedited

1 review of all Federal authorizations required for the  
2 approval of such covered application by—

3 “(A) submitting to the Commission a writ-  
4 ten notification—

5 “(i) of the election; and

6 “(ii) that identifies each Federal au-  
7 thorization required for the approval of the  
8 covered application and each Federal,  
9 State, interstate, or Tribal agency that will  
10 consider an aspect of each such Federal  
11 authorization; and

12 “(B) making a payment to the Secretary  
13 of the Treasury in an amount that is the lesser  
14 of—

15 “(i) one percent of the expected cost  
16 of the applicable construction, as deter-  
17 mined by the applicant; or

18 “(ii) \$10,000,000 (adjusted for infla-  
19 tion, as the Secretary of the Treasury de-  
20 termines necessary).

21 “(2) SUBMISSION AND REVIEW OF APPLICA-  
22 TIONS.—

23 “(A) APPLICATION.—Not later than 60  
24 days after the date on which an applicant elects  
25 to obtain an expedited review under paragraph

1 (1), the applicant shall submit to the Commis-  
2 sion the covered application for which such elec-  
3 tion for an expedited review was made, which  
4 shall include—

5 “(i) the scope of the applicable activi-  
6 ties, including capital investment, siting,  
7 temporary construction, and final work-  
8 force numbers;

9 “(ii) the industrial sector of the appli-  
10 cant, as classified by the North American  
11 Industry Classification System; and

12 “(iii) a list of the statutes and regula-  
13 tions that are relevant to the covered appli-  
14 cation.

15 “(B) APPROVAL.—

16 “(i) STANDARD DEADLINE.—Except  
17 as provided in clause (ii), not later than  
18 one year after the date on which an appli-  
19 cant submits a covered application pursu-  
20 ant to subparagraph (A)—

21 “(I) each Federal, State, inter-  
22 state, or Tribal agency identified  
23 under paragraph (1)(A)(ii) shall—



1 “(aa) review the relevant  
2 Federal authorization identified  
3 under such paragraph; and

4 “(bb) subject to any condi-  
5 tions determined by such agency  
6 to be necessary to comply with  
7 the requirements of the Federal  
8 law under which such approval is  
9 required, approve such Federal  
10 authorization; and

11 “(II) the Commission shall—

12 “(aa) review the covered ap-  
13 plication; and

14 “(bb) subject to any condi-  
15 tions determined by the Commis-  
16 sion to be necessary to comply  
17 with the requirements of this  
18 Act, approve the covered applica-  
19 tion.

20 “(ii) EXTENDED DEADLINE.—

21 “(I) EXTENSION.—With respect  
22 to a covered application submitted  
23 pursuant to subparagraph (A), the  
24 Commission may approve a request by  
25 an agency identified under paragraph

1 (1)(A)(ii) for an extension of the one-  
2 year deadline imposed by clause (i) of  
3 this subparagraph for a period of 6  
4 months if the Commission receives  
5 consent from the relevant applicant.

6 “(II) APPLICABILITY.—If the  
7 Commission approves a request for an  
8 extension under subclause (I), such  
9 extension shall apply to the applicable  
10 covered application and the Federal  
11 authorization for which the extension  
12 was requested.

13 “(C) EFFECT OF FAILURE TO MEET DEAD-  
14 LINE.—

15 “(i) DEEMED APPROVAL.—Any cov-  
16 ered application submitted pursuant to  
17 subparagraph (A), or Federal authoriza-  
18 tion that is required with respect to such  
19 covered application, that is not approved  
20 by the applicable deadline under subpara-  
21 graph (B) shall be deemed approved in  
22 perpetuity, notwithstanding any procedural  
23 requirements relating to such approval  
24 under the Federal law under which such  
25 approval was required (including any re-

1 requirements applicable to the effective pe-  
2 riod of a Federal authorization).

3 “(ii) COMPLIANCE.—A person car-  
4 rying out activities under a covered appli-  
5 cation or Federal authorization that has  
6 been deemed approved under clause (i)  
7 shall comply with the requirements of the  
8 Federal law under which such approval  
9 was required (other than with respect to  
10 any procedural requirements relating to  
11 such approval, including any requirements  
12 relating to the effective period of the Fed-  
13 eral authorization).

14 “(c) JUDICIAL REVIEW.—

15 “(1) REVIEWABLE CLAIMS.—

16 “(A) IN GENERAL.—Notwithstanding any  
17 other provision of law, no court shall have juris-  
18 diction to review a claim with respect to the ap-  
19 proval of a covered application or Federal au-  
20 thorization under subparagraph (B) or (C)(i) of  
21 subsection (b)(2), except for a claim under  
22 chapter 7 of title 5, United States Code, filed  
23 not later than 180 days after the date of such  
24 approval by—

25 “(i) the applicant; or

1                   “(ii) a person who has suffered, or  
2                   likely and imminently will suffer, direct  
3                   and irreparable economic harm from the  
4                   approval.

5                   “(B) CLAIMS BY CERTAIN NON-APPLI-  
6                   CANTS.—An association may only bring a claim  
7                   on behalf of one or more of its members pursu-  
8                   ant to subparagraph (A)(ii) if each member of  
9                   the association has suffered, or likely and immi-  
10                  nently will suffer, the harm described in sub-  
11                  paragraph (A)(ii).

12                  “(2) STANDARD OF REVIEW.—If an applicant  
13                  or other person brings a claim described in para-  
14                  graph (1) with respect to the approval of a covered  
15                  application or Federal authorization under sub-  
16                  section (b)(2)(B), the court shall hold unlawful and  
17                  set aside any agency actions, findings, and conclu-  
18                  sions in accordance with section 706(2) of title 5,  
19                  United States Code, except that, for purposes of the  
20                  application of subparagraph (E) of such section, the  
21                  court shall apply such subparagraph by substituting  
22                  ‘clear and convincing evidence’ for ‘substantial evi-  
23                  dence’.

24                  “(3) EXCLUSIVE JURISDICTION.—Notwith-  
25                  standing any other provision of law, the United

1 States Court of Appeals for the District of Columbia  
2 Circuit shall have original and exclusive jurisdiction  
3 over any claim—

4 “(A) alleging the invalidity of subsection  
5 (b); or

6 “(B) that an agency action relating to a  
7 covered application or Federal authorization  
8 under subsection (b) is beyond the scope of au-  
9 thority conferred by the Federal law under  
10 which such agency action is made.”.

11 **SEC. 41006. CARBON DIOXIDE, HYDROGEN, AND PETRO-**  
12 **LEUM PIPELINE PERMITTING.**

13 The Natural Gas Act is amended by inserting after  
14 section 7 (15 U.S.C. 717f) the following:

15 **“SEC. 7A. CARBON DIOXIDE, HYDROGEN, AND PETROLEUM**  
16 **PIPELINE PERMITTING.**

17 “(a) COVERED PIPELINE DEFINED.—In this section,  
18 the term ‘covered pipeline’ means—

19 “(1) a pipeline or pipeline facility for the trans-  
20 portation of carbon dioxide that is regulated under  
21 chapter 601 of title 49, United States Code, pursu-  
22 ant to section 60102(i) of such chapter;

23 “(2) a gas pipeline facility, as such term is de-  
24 fined in section 60101 of title 49, United States

1 Code, for the transportation of hydrogen that is reg-  
2 ulated under chapter 601 of such title; or

3 “(3) a hazardous liquid pipeline facility, as such  
4 term is defined in section 60101 of title 49, United  
5 States Code, for the transportation of petroleum or  
6 a petroleum product that is regulated under chapter  
7 601 of such title.

8 “(b) APPLICATION AND FEE.—Any person may sub-  
9 mit to the Commission—

10 “(1) an application for a license authorizing the  
11 whole or any part of the operation, sale, service, con-  
12 struction, extension, or acquisition of a covered pipe-  
13 line, which application shall be made in the same  
14 manner as, and in accordance with the requirements  
15 for, an application for a certificate of public conven-  
16 ience and necessity under section 7(d); and

17 “(2) a fee in the amount of \$10,000,000 for the  
18 consideration of such application.

19 “(c) PROCEDURE.—

20 “(1) IN GENERAL.—With respect to each appli-  
21 cation for which a fee is submitted under subsection  
22 (b), the Commission shall—

23 “(A) consider the application in accordance  
24 with the procedures applicable to an application  
25 for a certificate of public convenience and ne-

1           cessity under the matter preceding the proviso  
2           in section 7(e)(1)(B), including the procedure  
3           provided in section 7(e); and

4                 “(B) in accordance with section 7(e), issue  
5           the license for which the application was sub-  
6           mitted or deny such application.

7                 “(2) NECESSARY MODIFICATIONS.—For pur-  
8           poses of this section, the Commission may modify  
9           procedures in place under section 7 as the Commis-  
10          sion determines necessary to apply such procedures  
11          to the consideration, issuance, or denial of an appli-  
12          cation under this section.

13                “(d) EFFECT OF LICENSE.—Notwithstanding any  
14          other provision of law, if the Commission issues a license  
15          under subsection (c)(1) of this section and the licensee is  
16          in compliance with such license, no requirement of State  
17          or local law that requires approval of the location of the  
18          covered pipeline with respect to which the license is issued  
19          may be enforced against the licensee.

20                “(e) APPLICATION TO OTHER PROVISIONS.—

21                       “(1) EXTENSION OF FACILITIES; ABANDON-  
22          MENT OF SERVICE.—For purposes of section 7—

23                               “(A) subsection (b) of such section shall be  
24          applied with respect to this section by sub-

1           stituting ‘licensee under section 7A’ for ‘nat-  
2           ural-gas company’;

3           “(B) subsection (c)(2) of such section shall  
4           be applied with respect to this section—

5           “(i) by substituting ‘licensee under  
6           section 7A’ for ‘natural-gas company’; and

7           “(ii) by substituting ‘petroleum or a  
8           petroleum product’ for ‘natural gas’ each  
9           place it appears;

10          “(C) subsection (f)(1) shall be applied with  
11          respect to this section—

12          “(i) by substituting ‘license under sec-  
13          tion 7A’ for ‘authorization under this sec-  
14          tion’; and

15          “(ii) by substituting ‘licensee under  
16          section 7A’ for ‘natural-gas company’;

17          “(D) subsection (f)(2) shall be applied with  
18          respect to this section—

19          “(i) by substituting ‘transported liquid  
20          or gas is consumed’ for ‘gas is consumed’;  
21          and

22          “(ii) by substituting ‘a liquid or gas to  
23          another licensee under section 7A’ for ‘nat-  
24          ural gas to another natural gas company’;



1 “(E) subsection (g) shall be applied with  
2 respect to this section—

3 “(i) by substituting ‘licenses under  
4 section 7A’ for ‘certificates of public con-  
5 venience and necessity’; and

6 “(ii) by substituting ‘licensee under  
7 section 7A’ for ‘natural-gas company’;

8 “(F) subsection (h) of such section shall be  
9 applied with respect to this section—

10 “(i) by substituting ‘licensee under  
11 section 7A’ for ‘holder of a certificate of  
12 public convenience and necessity’; and

13 “(ii) by substituting ‘to carry out an  
14 activity authorized by the license issued  
15 under such section’ for ‘to construct, oper-  
16 ate, and maintain a pipe line or pipe lines  
17 for the transportation of natural gas, and  
18 the necessary land or other property, in  
19 addition to right-of-way, for the location of  
20 compressor stations, pressure apparatus,  
21 or other stations or equipment necessary to  
22 the proper operation of such pipe line or  
23 pipe lines’.

24 “(2) PROCESS COORDINATION; HEARINGS;  
25 RULES OF PROCEDURE.—For purposes of applying

1 section 15 with respect to this section, each ref-  
2 erence to an application in subsection (a) of such  
3 section shall be considered to be a reference to an  
4 application for a license under this section.

5 “(3) REHEARING; COURT REVIEW OF OR-  
6 DERS.—For purposes of section 19—

7 “(A) subsection (b) of such section shall be  
8 applied with respect to this section by sub-  
9 stituting ‘person who submitted the relevant ap-  
10 plication and paid a fee under section 7A’ for  
11 ‘natural gas company’; and

12 “(B) subsection (d) of such section shall be  
13 applied with respect to this section by sub-  
14 stituting ‘covered pipeline with respect to which  
15 an application and fee has been submitted  
16 under section 7A’ for ‘facility subject to section  
17 3 or section 7’ each place it appears.

18 “(4) ENFORCEMENT OF ACT; REGULATIONS  
19 AND ORDERS.—For purposes of section 20(d), para-  
20 graph (1) of such section shall be applied with re-  
21 spect to this section by substituting ‘company that  
22 is a licensee under section 7A’ for ‘natural gas com-  
23 pany’.”.

1 **SEC. 41007. DE-RISKING COMPENSATION PROGRAM.**

2 (a) APPROPRIATION.—In addition to amounts other-  
3 wise available, there is appropriated to the Secretary for  
4 fiscal year 2026, out of any money in the Treasury not  
5 otherwise appropriated, \$10,000,000, to remain available  
6 through September 30, 2034, to carry out this section:  
7 *Provided*, That no disbursements may be made under this  
8 section after September 30, 2034.

9 (b) DE-RISKING COMPENSATION PROGRAM.—

10 (1) ESTABLISHMENT.—There is established in  
11 the Department of Energy a program, to be known  
12 as the De-Risking Compensation Program, to pro-  
13 vide compensation to sponsors, with respect to cov-  
14 ered energy projects, that suffer unrecoverable losses  
15 due to qualifying Federal actions.

16 (2) ELIGIBILITY.—A sponsor may enroll in the  
17 program with respect to a covered energy project  
18 if—

19 (A) all approvals or permits required or  
20 authorized under Federal law for the covered  
21 energy project have been received, regardless of  
22 whether a court order subsequently remands or  
23 vacates such approvals or permits;

24 (B) the sponsor commenced construction of  
25 the covered energy project or made capital ex-  
26 penditures with respect to the covered energy

1 project in reliance on such approvals or per-  
2 mits; and

3 (C) at the time of enrollment, no quali-  
4 fying Federal action has been issued or taken  
5 that has an effect described in subsection  
6 (g)(4)(B) on the covered energy project.

7 (3) APPLICATION.—A sponsor may apply to en-  
8 roll with respect to a covered energy project in the  
9 program by submitting to the Secretary an applica-  
10 tion containing such information as the Secretary  
11 may require.

12 (4) ENROLLMENT.—Not later than 90 days  
13 after the date on which the Secretary receives an ap-  
14 plication submitted under paragraph (3), the Sec-  
15 retary shall enroll the sponsor in the program for  
16 the covered energy project with respect to which the  
17 application was submitted if the Secretary deter-  
18 mines that the sponsor meets the requirements of  
19 paragraph (2) with respect to the covered energy  
20 project.

21 (c) FEES AND PREMIUMS.—

22 (1) ENROLLMENT FEE.—Not later than 60  
23 days after the date on which a sponsor is enrolled  
24 in the program under subsection (b)(4), the sponsor  
25 shall pay to the Secretary a one-time enrollment fee

1 equal to 5 percent of the sponsor capital contribu-  
2 tion for the applicable covered energy project.

3 (2) ANNUAL PREMIUMS.—

4 (A) IN GENERAL.—The Secretary shall es-  
5 tablish and annually collect a premium from  
6 each sponsor enrolled in the program for each  
7 covered energy project with respect to which the  
8 sponsor is enrolled.

9 (B) REQUIREMENTS.—A premium estab-  
10 lished and collected from a sponsor under sub-  
11 paragraph (A) shall—

12 (i) be equal to 1.5 percent of the  
13 sponsor capital contribution for the appli-  
14 cable covered energy project; and

15 (ii) be paid beginning with the year of  
16 enrollment and continuing until the earlier  
17 of—

18 (I) fiscal year 2033; or

19 (II) the year in which the spon-  
20 sor withdraws from the program with  
21 respect to the applicable covered en-  
22 ergy project.

23 (C) ADJUSTMENT.—The Secretary may  
24 adjust the percentage required by subparagraph

1 (B)(i) once every two fiscal years to ensure  
2 Fund solvency, except that—

3 (i) the Secretary may not vary such  
4 percentage between sponsors or projects;  
5 and

6 (ii) such percentage may not exceed 5  
7 percent.

8 (D) PUBLICATION.—The Secretary shall  
9 publish in the Federal Register not later than  
10 60 days prior to the start of each fiscal year a  
11 list of each premium to be collected for the fis-  
12 cal year.

13 (d) COMPENSATION.—

14 (1) IN GENERAL.—Using amounts available in  
15 the Fund, and subject to paragraph (5), the Sec-  
16 retary shall provide compensation to a sponsor en-  
17 rolled in the program with respect to a covered en-  
18 ergy project if—

19 (A) the sponsor paid the enrollment fee  
20 and the premium for each year the sponsor was  
21 enrolled in the program with respect to the cov-  
22 ered energy project; and

23 (B) the sponsor demonstrates, in a request  
24 submitted to the Secretary, that a qualifying  
25 Federal action has been issued or taken that

1           has an effect described in subsection (g)(4)(B)  
2           on the covered energy project.

3           (2) REQUEST FOR COMPENSATION.—A request  
4           under paragraph (1) shall contain the following:

5                 (A) Information on each Federal approval  
6                 or permit relating to the covered energy project,  
7                 including the date on which such approval or  
8                 permit was issued.

9                 (B) A certified accounting of capital ex-  
10                penditures made in reliance on each such Fed-  
11                eral approval or permit.

12               (C) A description of, and, if applicable, a  
13               citation to, the applicable qualifying Federal ac-  
14               tion.

15               (D) A causal statement showing how the  
16               qualifying Federal action directly resulted in  
17               unrecoverable losses or cessation of the covered  
18               energy project and that absent the qualifying  
19               Federal action the project would have otherwise  
20               been viable.

21               (E) Any supporting economic analysis  
22               demonstrating the financial effects of the cov-  
23               ered energy project being rendered unviable.

24           (3) APPROVAL.—The Secretary shall approve a  
25           request submitted under paragraph (1) and, subject

1 to paragraph (5), provide compensation to the appli-  
2 cable sponsor if the Secretary determines that such  
3 request is complete and in compliance with the re-  
4 quirements of this section.

5 (4) LIMITATIONS ON DENIALS.—The Secretary  
6 may not deny a request submitted under paragraph  
7 (1) based on—

8 (A) the merit of the applicable covered en-  
9 ergy project, as determined by the Secretary; or

10 (B) the type of technology used in the ap-  
11 plicable covered energy project.

12 (5) LIMITATIONS ON COMPENSATION  
13 AMOUNT.—

14 (A) SPONSORS.—The amount of compensa-  
15 tion provided to a sponsor under this subsection  
16 with respect to a covered energy project shall  
17 not exceed the sponsor capital contribution for  
18 the covered energy project.

19 (B) AVAILABLE FUNDS.—In determining  
20 the amount of compensation to be provided to  
21 a sponsor under this subsection—

22 (i) such amount may be any amount,  
23 including zero, that is less than or equal to  
24 the amount of the sponsor capital con-  
25 tribution for the covered energy project, re-



1            regardless of the amount of capital expendi-  
2            tures made by the sponsor (as certified  
3            and included in the request pursuant to  
4            paragraph (2)(B)); and

5            (ii) the Secretary shall determine such  
6            amount in a manner that ensures no funds  
7            will be obligated or expended in amounts  
8            that exceed the amounts in the Fund at  
9            the time of approval of the applicable re-  
10          quest submitted under paragraph (1).

11          (e) DE-RISKING COMPENSATION FUND.—

12            (1) ESTABLISHMENT.—There is established a  
13            fund, to be known as the De-Risking Compensation  
14            Fund, consisting of such amounts as are deposited  
15            in the Fund under this subsection or credited to the  
16            Fund under subsection (f).

17            (2) USE OF FUNDS.—Amounts in the Fund—

18                    (A) shall remain available until September  
19            30, 2034; and

20                    (B) may be used, without further appro-  
21            priation—

22                            (i) to make compensation payments to  
23                            sponsors under this section; and

24                            (ii) to administer the program.

1           (3) LIMITATION ON ADMINISTRATIVE EX-  
2       PENSES.—Not more than 3 percent of amounts in  
3       the Fund may be used to administer the program.

4           (4) DEPOSITS.—The Secretary shall deposit the  
5       fees and premiums received under subsection (c)  
6       into the Fund.

7       (f) FUND MANAGEMENT AND INVESTMENT.—The  
8       Fund shall be managed and invested as follows:

9           (1) The Fund shall be maintained and adminis-  
10      tered by the Secretary.

11          (2) Amounts in the Fund shall be invested in  
12      obligations of the United States in accordance with  
13      the requirements of section 9702 of title 31, United  
14      States Code.

15          (3) The interest on such investments shall be  
16      credited to the Fund.

17      (g) DEFINITIONS.—For purposes of this section:

18          (1) COVERED ENERGY PROJECT.—The term  
19      “covered energy project” means a project located in  
20      the United States for the development, extraction,  
21      processing, transportation, or use of coal, coal by-  
22      products, critical minerals, oil, natural gas, or nu-  
23      clear energy with a total projected capital expendi-  
24      ture of not less than \$30,000,000, as certified by the  
25      Secretary.

1           (2) FUND.—The term “Fund” means the De-  
2       Risking Compensation Fund established in sub-  
3       section (e)(1).

4           (3) PROGRAM.—The term “program” means  
5       the De-Risking Compensation Program established  
6       in subsection (b)(1).

7           (4) QUALIFYING FEDERAL ACTION.—The term  
8       “qualifying Federal action” means a regulation, ad-  
9       ministrative decision, or executive action—

10           (A) issued or taken after a sponsor re-  
11       ceived a Federal approval or permit for a cov-  
12       ered energy project; and

13           (B) that revokes such approval or permit  
14       or cancels, delays, or renders unviable the cov-  
15       ered energy project regardless of whether the  
16       regulation, administrative decision, or executive  
17       action is responsive to a court order.

18           (5) SECRETARY.—The term “Secretary” means  
19       the Secretary of Energy.

20           (6) SPONSOR.—The term “sponsor” means an  
21       entity incorporated and headquartered in the United  
22       States with an ownership or development interest in  
23       a covered energy project.

24           (7) SPONSOR CAPITAL CONTRIBUTION.—The  
25       term “sponsor capital contribution” means the pro-

1       jected capital expenditure of a sponsor for a covered  
2       energy project, as certified by the Secretary at the  
3       time of enrollment in the program, which shall in-  
4       clude verifiable development, construction, permit-  
5       ting, and financing costs directly related to the cov-  
6       ered energy project.

7       **SEC. 41008. STRATEGIC PETROLEUM RESERVE.**

8       (a) APPROPRIATIONS.—In addition to amounts other-  
9       wise available, there is appropriated to the Department  
10      of Energy for fiscal year 2025, out of any money in the  
11      Treasury not otherwise appropriated, to remain available  
12      until September 30, 2029—

13           (1) \$218,000,000 for maintenance of, including  
14      repairs to, storage facilities and related facilities (as  
15      such terms are defined in section 152 of the Energy  
16      Policy and Conservation Act (42 U.S.C. 6232)) of  
17      the Strategic Petroleum Reserve; and

18           (2) \$1,321,000,000 to acquire, by purchase, pe-  
19      troleum products for storage in the Strategic Petro-  
20      leum Reserve.

21      (b) REPEAL OF STRATEGIC PETROLEUM RESERVE  
22      DRAWDOWN AND SALE MANDATE.—Section 20003 of  
23      Public Law 115–97 (42 U.S.C. 6241 note) is repealed.

1   **SEC. 41009. RESCISSIONS OF PREVIOUSLY APPROPRIATED**  
2                   **UNOBLIGATED FUNDS.**

3           (a) RESCISSIONS.—Except as provided in subsection  
4 (b), of the unobligated balances appropriated and made  
5 available to the Department of Energy—

6           (1) for the Office of the Inspector General,  
7       \$8,052,100 is rescinded;

8           (2) for the Office of Clean Energy Demonstra-  
9       tions, \$60,152,900 is rescinded;

10          (3) for the Office for Human Capital, \$76,900  
11       is rescinded;

12          (4) for Federal Energy Management Programs,  
13       \$53,442,200 is rescinded;

14          (5) for State and Community Energy Pro-  
15       grams, \$262,506,100 is rescinded;

16          (6) for the Office of Minority Economic Impact,  
17       \$2,783,100 is rescinded;

18          (7) for the Office of Energy Efficiency and Re-  
19       newable Energy, \$401,850,700 is rescinded;

20          (8) for the Office of General Counsel, \$239,400  
21       is rescinded;

22          (9) for the Office of Indian Energy Policy and  
23       Programs, \$44,701,900 is rescinded;

24          (10) for the Office of Management, \$5,041,100  
25       is rescinded;

1 (11) for the Office of the Secretary, \$1,019,400  
2 is rescinded;

3 (12) for the Office of Public Affairs,  
4 \$2,594,000 is rescinded; and

5 (13) for the Office of Policy, \$692,400 is re-  
6 scinded.

7 (b) EXCLUSIONS.—The unobligated amounts re-  
8 scinded under subsection (a) may not include amounts ap-  
9 propriated and made available to the Department of En-  
10 ergy—

11 (1) under Public Law 117–169 (commonly re-  
12 ferred to as the Inflation Reduction Act of 2022);

13 (2) under the Infrastructure Investment and  
14 Jobs Act (Public Law 117–58); or

15 (3) that were designated by the Congress as an  
16 emergency requirement pursuant to the Balanced  
17 Budget and Emergency Deficit Control Act of 1985  
18 or a concurrent resolution on the budget, section  
19 4001(a)(1) of S. Con. Res. 14 (117th Congress), or  
20 section 1(e) of H. Res. 1151 (117th Congress) as  
21 engrossed in the House of Representatives on June  
22 8, 2022.