

AMENDMENT TO RULES COMMITTEE PRINT 117-

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OFFERED BY MR. CARL OF ALABAMA

Add at the end of subtitle D of title VIII the following:

1 **SEC. 8___ . DEPARTMENT OF DEFENSE ENERGY RESIL-**
2 **IENCE CONTRACTING.**

3 (a) **CONTRACTING AUTHORITY.**—The Secretary of
4 Defense shall, to the maximum extent practicable, use
5 areawide contracts to—

6 (1) procure public utility services through pub-
7 lic utility service providers;

8 (2) maximize resources to enhance energy resil-
9 ience at installations of the Department; and

10 (3) achieve energy resilience at installations of
11 the Department through infrastructure projects, in-
12 cluding—

13 (A) electrification of infrastructure and re-
14 lated technologies at installations of the Depart-
15 ment;

16 (B) maintenance and repair of infrastruc-
17 ture that enables the delivery of electricity to
18 such installations;

1 (C) constructing installation energy resil-
2 ience projects and facilities pursuant to the ac-
3 quisition of public utility services under or pur-
4 suant to section 501 of title 40, United States
5 Code; and

6 (D) other energy infrastructure, such as
7 backup power sources and microgrids.

8 (b) FUNDING.—The Secretary of Defense may pay
9 for goods and services procured under areawide contracts
10 for the purposes described in subsection (a) using amounts
11 appropriated to the Department for operations and main-
12 tenance, including amounts available pursuant to section
13 2914 of title 10, United States Code.

14 (c) PROGRESS REPORT.—Not later than 180 days
15 after the date of the enactment of this Act, the Secretary
16 of Defense and the Secretaries of the Army, Navy, and
17 Air Force shall jointly or individually provide to the Com-
18 mittees on Armed Services of the Senate and the House
19 of Representatives a briefing and a report on the use of
20 areawide contracts for the purposes described in sub-
21 section (a).

22 (d) SUNSET.—This section shall terminate on the
23 date that is two years after the date of the enactment of
24 this Act.

1 (e) SUNSET WAIVER.—Not earlier than the date that
2 is one year after the date of the enactment of this Act,
3 the Secretary of Defense may waive subsection (d) if the
4 Secretary, in consultation with the Administrator of the
5 General Services Administration, submits to the Commit-
6 tees on Armed Services of the Senate and the House of
7 Representatives—

8 (1) a certification that—

9 (A) public utility services procured from
10 public utility service providers under areawide
11 contracts are advantageous to the Government
12 in terms of economy, efficiency, reliability, or
13 service;

14 (B) this section supports the Department
15 effectively achieving energy resilience; and

16 (C) such waiver is in the national security
17 interests of the United States; and

18 (2) an explanation of why such waiver is in the
19 national security interest of the United States.

20 (f) DEFINITIONS.—In this section:

21 (1) AREAWIDE CONTRACT.—The term
22 “areawide contract” means a contract—

23 (A) entered into by the Administrator of
24 General Services under section 501 of title 40,
25 United States Code; and

1 (B) under which goods or services may be
2 procured for the Department.

3 (2) DEPARTMENT.—The term “Department”
4 means the Department of Defense.

5 (3) ENERGY RESILIENCE.—The term “energy
6 resilience” has the meaning given such term in sec-
7 tion 101(e) of title 10, United States Code.

8 (4) PUBLIC UTILITY SERVICE PROVIDER.—The
9 term “public utility service provider” means an enti-
10 ty that supplies a public utility service.

