

**AMENDMENT TO RULES COMMITTEE PRINT 116–**

**57**

**OFFERED BY MR. CLOUD OF TEXAS**

At the end of subtitle B of title III, insert the following:

1 **SEC. 3\_\_\_\_. NON-ELIGIBILITY FOR FEDERAL GRANTS AND**  
2 **TAX CREDITS OF ENERGY PROJECTS DETER-**  
3 **MINED BY SECRETARY OF DEFENSE TO POSE**  
4 **UNACCEPTABLE RISK TO NATIONAL SECU-**  
5 **RITY.**

6 (a) IN GENERAL.—Section 183a(e) of title 10,  
7 United States Code, is amended by adding at the end the  
8 following new paragraph:

9 “(5) If the Secretary of Defense makes a finding of  
10 unacceptable risk under paragraph (1) with respect to an  
11 energy project—

12 “(A) the energy project shall be ineligible to re-  
13 ceive a grant from any Federal department or agen-  
14 cy; and

15 “(B) no credit shall be determined under—

16 “(i) section 45 of the Internal Revenue  
17 Code of 1986 with respect to electricity pro-

1           duced at any facility which is a part of such  
2           project; or

3           “(ii) section 48 of such Code with respect  
4           to any property which is part of such project.”.

5       (b) EFFECTIVE DATE.—Paragraph (5) os section  
6 183a(e) of title 10, United State Code, shall apply with  
7 respect to an energy project for which the Secretary of  
8 Defense makes a finding of unacceptable risk on or after  
9 the date of the enactment of this Act.

