

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY MR. CROW OF COLORADO

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

1 **SEC. 3___.** **PILOT PROGRAM ON IMPLEMENTATION OF**
2 **MITIGATING ACTIONS TO ADDRESS**
3 **VULNERABILITIES TO DEFENSE CRITICAL**
4 **ELECTRIC INFRASTRUCTURE.**

5 (a) **IN GENERAL.**—The Secretary of Energy, in co-
6 ordination with the Secretary of Defense and the Secre-
7 taries of each of the military departments, shall carry out
8 a two-year pilot program to assist with implementing miti-
9 gating actions to address vulnerabilities assessed under
10 section 215A of the Federal Power Act (16 U.S.C. 824o-
11 1) at critical defense facilities and their associated defense
12 critical electric infrastructure, after consultation with, and
13 with the consent of, the owners of such infrastructure.

14 (b) **SELECTION OF INSTALLATIONS.**—The Secretary
15 shall select at least three military installations at which
16 to carry out the pilot program under this section. In se-
17 lecting such installations, the Secretary shall—

1 (1) ensure that at least one of the military in-
2 stallations selected is an installation of each of
3 Armed Forces;

4 (2) select installations that represent different
5 challenges or severities with respect to electric infra-
6 structure vulnerability;

7 (3) select at least one critical defense facility
8 within the service territory of a Power Marketing
9 Administration; and

10 (4) provide particular consideration for critical
11 defense facilities and the associated defense critical
12 electric infrastructure that use rural cooperatives or
13 municipal entities for their electricity needs.

14 (c) COMPTROLLER GENERAL REVIEW.—

15 (1) IN GENERAL.—Not later than two years
16 after the date of the enactment of this Act, the
17 Comptroller General of the United States shall—

18 (A) conduct a review of the pilot program
19 under this section; and

20 (B) submit to the appropriate congres-
21 sional committees a report on the results of the
22 review.

23 (2) CONTENTS.—The review required under
24 this subsection shall include an assessment of the ef-
25 fectiveness of the mitigating actions taken under the

1 pilot program and the feasibility of expanding the
2 implementation of such mitigating actions at other
3 installations identified under section 215A(a)(4) of
4 the Federal Power Act (16 U.S.C. 824o-1(a)(4)).

5 (d) DEFINITIONS.—In this Act:

6 (1) The term “appropriate congressional com-
7 mittees” means—

8 (A) the Committees on Armed Services
9 and Energy and Commerce of the House of
10 Representatives; and

11 (B) the Committees on Armed Services
12 and Energy and Natural Resources of the Sen-
13 ate.

14 (2) The term “defense critical electric infra-
15 structure” has the meaning given such term under
16 section 215A(a)(4) of the Federal Power Act (16
17 U.S.C. 824o-1(a)(4)).

18 (3) The term “mitigating action” means any
19 energy resiliency solution applied that is consistent
20 with an assessed strategy to reduce defense critical
21 electric infrastructure vulnerabilities.

22 (4) The term “critical defense facility” means a
23 facility designated as a critical defense facility under
24 section 215A(c) of the Federal Power Act (16
25 U.S.C. 824o-1(c)).

1 **SEC. 3___ . EXTENSION OF CRITICAL DEFENSE FACILITIES**
2 **AND DEFENSE CRITICAL ELECTRIC INFRA-**
3 **STRUCTURE TO INCLUDE HAWAII, ALASKA,**
4 **AND THE TERRITORIES AND ADDITION OF**
5 **MITIGATION AUTHORITY.**

6 (a) IN GENERAL.—Section 215A of the Federal
7 Power Act (16 U.S.C. 824o-1) is amended—

8 (1) in subsection (a)(4), by striking “of the 48
9 contiguous States or the District of Columbia” and
10 inserting in its place “State”;

11 (2) in subsection (c)—

12 (A) by striking “identify and designate”
13 and inserting “identify, designate, and mitigate
14 vulnerabilities at”; and

15 (B) by striking “the 48 contiguous States
16 and the District of Columbia” and inserting in
17 its place “any State”.

18 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
19 tion, or in the amendments made by this section, shall be
20 construed to provide the Department of Energy any addi-
21 tional authority to regulate defense critical electric infra-
22 structure.

