

111TH CONGRESS
1ST SESSION

H. R. 1

AN ACT

Making supplemental appropriations for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and State and local fiscal stabilization, for the fiscal year ending September 30, 2009, 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,*

1 of Reclamation, but in no case shall the repayment period
2 exceed 25 years.

3 DEPARTMENT OF ENERGY

4 ENERGY PROGRAMS

5 ENERGY EFFICIENCY AND RENEWABLE ENERGY

6 For an additional amount for “Energy Efficiency and
7 Renewable Energy”, \$18,500,000,000, which shall be used
8 as follows:

9 (1) \$2,000,000,000 shall be for expenses nec-
10 essary for energy efficiency and renewable energy re-
11 search, development, demonstration and deployment
12 activities, to accelerate the development of tech-
13 nologies, to include advanced batteries, of which not
14 less than \$800,000,000 is for biomass and
15 \$400,000,000 is for geothermal technologies.

16 (2) \$500,000,000 shall be for expenses nec-
17 essary to implement the programs authorized under
18 part E of title III of the Energy Policy and Con-
19 servation Act (42 U.S.C. 6341 et seq.).

20 (3) \$1,000,000,000 shall be for the cost of
21 grants to institutional entities for energy sustain-
22 ability and efficiency under section 399A of the En-
23 ergy Policy and Conservation Act (42 U.S.C.
24 6371h-1).

1 (4) \$6,200,000,000 shall be for the Weatheriza-
2 tion Assistance Program under part A of title IV of
3 the Energy Conservation and Production Act (42
4 U.S.C. 6861 et seq.).

5 (5) \$3,500,000,000 shall be for Energy Effi-
6 ciency and Conservation Block Grants, for imple-
7 mentation of programs authorized under subtitle E
8 of title V of the Energy Independence and Security
9 Act of 2007 (42 U.S.C. 17151 et seq.).

10 (6) \$3,400,000,000 shall be for the State En-
11 ergy Program authorized under part D of title III
12 of the Energy Policy and Conservation Act (42
13 U.S.C. 6321).

14 (7) \$200,000,000 shall be for expenses nec-
15 essary to implement the programs authorized under
16 section 131 of the Energy Independence and Secu-
17 rity Act of 2007 (42 U.S.C. 17011).

18 (8) \$300,000,000 shall be for expenses nec-
19 essary to implement the program authorized under
20 section 124 of the Energy Policy Act of 2005 (42
21 U.S.C. 15821) and the Energy Star program.

22 (9) \$400,000,000 shall be for expenses nec-
23 essary to implement the program authorized under
24 section 721 of the Energy Policy Act of 2005 (42
25 U.S.C. 16071).

1 (10) \$1,000,000,000 shall be for expenses nec-
2 essary for the manufacturing of advanced batteries
3 authorized under section 136(b)(1)(B) of the Energy
4 Independence and Security Act of 2007 (42 U.S.C.
5 17013(b)(1)(B)):

6 *Provided*, That notwithstanding section 3304 of title 5,
7 United States Code, and without regard to the provisions
8 of sections 3309 through 3318 of such title 5, the Sec-
9 retary of Energy may, upon a determination that there
10 is a severe shortage of candidates or a critical hiring need
11 for particular positions, recruit and directly appoint highly
12 qualified individuals into the competitive service: *Provided*
13 *further*, That such authority shall not apply to positions
14 in the Excepted Service or the Senior Executive Service:
15 *Provided further*, That any action authorized herein shall
16 be consistent with the merit principles of section 2301 of
17 such title 5, and the Department shall comply with the
18 public notice requirements of section 3327 of such title
19 5.

20 ELECTRICITY DELIVERY AND ENERGY RELIABILITY

21 For an additional amount for “Electricity Delivery
22 and Energy Reliability,” \$4,500,000,000: *Provided*, That
23 funds shall be available for expenses necessary for elec-
24 tricity delivery and energy reliability activities to mod-
25 ernize the electric grid, enhance security and reliability of

1 the energy infrastructure, energy storage research, devel-
2 opment, demonstration and deployment, and facilitate re-
3 covery from disruptions to the energy supply, and for im-
4 plementation of programs authorized under title XIII of
5 the Energy Independence and Security Act of 2007 (42
6 U.S.C. 17381 et seq.): *Provided further*, That of such
7 amounts, \$100,000,000 shall be for worker training: *Pro-*
8 *vided further*, That the Secretary of Energy may use or
9 transfer amounts provided under this heading to carry out
10 new authority for transmission improvements, if such au-
11 thority is enacted in any subsequent Act, consistent with
12 existing fiscal management practices and procedures.

13 ADVANCED BATTERY LOAN GUARANTEE PROGRAM

14 For the cost of guaranteed loans as authorized by
15 section 135 of the Energy Independence and Security Act
16 of 2007 (42 U.S.C. 17012), \$1,000,000,000, to remain
17 available until expended: *Provided*, That of such amount,
18 \$10,000,000 shall be used for administrative expenses in
19 carrying out the guaranteed loan program, and shall be
20 in lieu of the amount set aside under section 1106 of this
21 Act: *Provided further*, That the cost of such loans, includ-
22 ing the cost of modifying such loans, shall be as defined
23 in section 502 of the Congressional Budget Act of 1974.

1 carbon capture and sequestration technologies as author-
2 ized under section 702 of the Energy Independence and
3 Security Act of 2007.

4 SCIENCE

5 For an additional amount for “Science”,
6 \$2,000,000,000: *Provided*, That of such amounts, not less
7 than \$400,000,000 shall be used for the Advanced Re-
8 search Projects Agency—Energy authorized under section
9 5012 of the America COMPETES Act (42 U.S.C. 16538):
10 *Provided further*, That of such amounts, not less than
11 \$100,000,000 shall be used for advanced scientific com-
12 puting.

13 ENVIRONMENTAL AND OTHER DEFENSE

14 ACTIVITIES

15 DEFENSE ENVIRONMENTAL CLEANUP

16 For an additional amount for “Defense Environ-
17 mental Cleanup,” \$500,000,000: *Provided*, That such
18 amounts shall be used for elements of projects, programs,
19 or activities that can be completed using funds provided
20 herein.

21 GENERAL PROVISIONS, THIS TITLE

22 **SEC. 5001. WESTERN AREA POWER ADMINISTRATION BOR-** 23 **ROWING AUTHORITY.**

24 The Hoover Power Plant Act of 1984 (Public Law
25 98–381) is amended by adding at the end the following: