

111TH CONGRESS
1ST SESSION

H. R. 2386

To amend the Energy Policy Act of 2005 to include American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, Puerto Rico, and the Virgin Islands in certain efforts to reduce diesel emissions.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2009

Mr. SABLAN (for himself, Mrs. CHRISTENSEN, Ms. BORDALLO, Mr. FALEOMAVAEGA, and Mr. PIERLUISI) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Energy Policy Act of 2005 to include American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, Puerto Rico, and the Virgin Islands in certain efforts to reduce diesel emissions.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DIESEL EMISSIONS REDUCTION.**

4 (a) AMENDMENTS.—Subtitle G of title VII of the En-
5 ergy Policy Act of 2005 (42 U.S.C. 16131 et seq.) is
6 amended—

1 (1) in the matter preceding clause (i) in section
2 791(3)(B), by inserting “in any State” after “non-
3 profit organization or institution”;

4 (2) in section 791(9), by striking “The term
5 ‘State’ includes the District of Columbia.” and in-
6 serting “The term ‘State’ includes the District of
7 Columbia, American Samoa, Guam, the Common-
8 wealth of the Northern Mariana Islands, Puerto
9 Rico, and the Virgin Islands.”; and

10 (3) in section 793(c)—

11 (A) in paragraph (2)(A), by striking “51
12 States” and inserting “56 States”;

13 (B) in paragraph (2)(A), by striking “1.96
14 percent” and inserting “1.785 percent”;

15 (C) in paragraph (2)(B), by striking “51
16 States” and inserting “56 States”;

17 (D) in paragraph (2)(B), by amending
18 clause (ii) to read as follows:

19 “(ii) the amount of funds remaining
20 after each State described in paragraph (1)
21 receives the 1.785-percent allocation under
22 this paragraph.”; and

23 (E) by amending paragraph (4) to read as
24 follows:

25 “(4) UNCLAIMED FUNDS.—

1 “(A) IN GENERAL.—Any funds that are
2 not claimed by a State for a fiscal year under
3 this subsection shall be used to carry out sec-
4 tion 792.

5 “(B) REALLOCATION AMONG TERRI-
6 TORIES.—Notwithstanding subparagraph (A),
7 any funds that are not claimed by a grantee or
8 loan recipient listed in subparagraph (C) for a
9 fiscal year may be reallocated by the Adminis-
10 trator among the grantees and loan recipients
11 listed in subparagraph (C) that have claimed all
12 funds allocated for such fiscal year. Any funds
13 so reallocated shall be for use in accordance
14 with this section.

15 “(C) LIST.—For purposes of subparagraph
16 (B), the grantees and loan recipients listed in
17 this subparagraph are American Samoa, Guam,
18 the Commonwealth of the Northern Mariana Is-
19 lands, Puerto Rico, and the Virgin Islands.”.

20 (b) APPLICATION.—Irrespective of the date of the en-
21 actment of this Act, the amendments made by this section
22 apply with respect to funding for fiscal year 2010 and
23 each subsequent fiscal year.

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