

[DISCUSSION DRAFT]115TH CONGRESS
1ST SESSION**H. R.** _____

To amend the Energy Policy and Conservation Act to provide Federal financial assistance to States to implement, review, and revise State energy security plans, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M____. _____ introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Energy Policy and Conservation Act to provide Federal financial assistance to States to implement, review, and revise State energy security plans, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Enhancing State En-
5 ergy Security Planning and Emergency Preparedness Act
6 of 2017”.

1 **SEC. 2. STATE ENERGY SECURITY PLANS.**

2 (a) IN GENERAL.—Part D of title III of the Energy
3 Policy and Conservation Act (42 U.S.C. 6321 et seq.) is
4 amended by adding at the end the following:

5 **“SEC. 367. STATE ENERGY SECURITY PLANS.**

6 “(a) IN GENERAL.—Federal financial assistance
7 made available to a State under this part may be used
8 for the implementation, review, and revision of a State en-
9 ergy security plan that assesses the State’s existing cir-
10 cumstances and proposes methods to strengthen the abil-
11 ity of the State to—

12 “(1) secure the energy infrastructure of the
13 State against all physical and cybersecurity threats;

14 “(2) mitigate the risk of energy supply disrup-
15 tions to the State and enhance the response to, and
16 recovery from, energy disruptions; and

17 “(3) ensure the State has a reliable, secure, and
18 resilient energy infrastructure.

19 “(b) CONTENTS OF PLAN.—A State energy security
20 plan described in subsection (a) shall—

21 “(1) address all fuels, including petroleum
22 products, other liquid fuels, coal, electricity, and nat-
23 ural gas, as well as regulated and unregulated en-
24 ergy providers;

1 “(2) provide a State energy profile, including
2 an assessment of energy production, distribution,
3 and end-use;

4 “(3) address potential hazards to each energy
5 sector or system, including physical threats and cy-
6 bersecurity threats;

7 “(4) provide a risk assessment of energy infra-
8 structure and cross-sector interdependencies;

9 “(5) provide a risk mitigation approach to en-
10 hance reliability and end-use resilience; and

11 “(6) address multi-State and regional coordina-
12 tion planning and response.

13 “(c) FINANCIAL ASSISTANCE.—A State is not eligible
14 to receive Federal financial assistance under this part, for
15 any purpose, for a fiscal year unless the Governor of such
16 State submits to the Secretary, with respect to such fiscal
17 year—

18 “(1) a State energy security plan described in
19 subsection (a) that meets the requirements of sub-
20 section (b); or

21 “(2) after an annual review of the State energy
22 security plan—

23 “(A) any necessary revisions to such plan;

24 or

1 “(B) a certification that no revisions to
2 such plan are necessary.

3 “(d) TECHNICAL ASSISTANCE.—Upon request of the
4 Governor of a State, the Secretary may provide informa-
5 tion and technical assistance, and other assistance, in the
6 development, implementation, or revision of a State energy
7 security plan.

8 “(e) SUNSET.—This section shall expire on October
9 31, 2022.”.

10 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
11 365(f) of the Energy Policy and Conservation Act (42
12 U.S.C. 6325) is amended—

13 (1) by striking “\$125,000,000” and inserting
14 **["\$_____”]**; and

15 (2) by striking “2007 through 2012” and in-
16 serting “2018 through 2022”.

17 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

18 (1) CONFORMING AMENDMENTS.—Section 363
19 of the Energy Policy and Conservation Act (42
20 U.S.C. 6323) is amended—

21 (A) by redesignating subsection (f) as sub-
22 section (e); and

23 (B) by striking subsection (e).

24 (2) TECHNICAL AMENDMENT.—Section
25 366(3)(B)(i) of the Energy Policy and Conservation

1 Act (42 U.S.C. 6326(3)(B)(i)) is amended by strik-
2 ing “approved under section 367”.

3 (3) REFERENCE.—The item relating to “De-
4 partment of Energy—Energy Conservation” in title
5 II of the Department of the Interior and Related
6 Agencies Appropriations Act, 1985 (42 U.S.C.
7 6323a) is amended by striking “sections 361
8 through 366” and inserting “sections 361 through
9 367”.

10 (4) TABLE OF SECTIONS.—The table of sections
11 for part D of title III of the Energy Policy and Con-
12 servation Act is amended by adding at the end the
13 following:

“367. State energy security plans.”.