

118TH CONGRESS  
1ST SESSION

# H. R. 432

To lower consumer fuel prices, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 20, 2023

Mr. PALLONE (for himself, Ms. KUSTER, Mr. TRONE, Ms. SPANBERGER, Ms. CRAIG, and Mr. CROW) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Oversight and Accountability, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To lower consumer fuel prices, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Buy Low and Sell High Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

### TITLE I—PETROLEUM RESERVES

Sec. 101. Economic Petroleum Reserve.

Sec. 102. Establishing Strategic Refined Petroleum Product Reserves.

- Sec. 103. Northeast Home Heating Oil Reserve.  
 Sec. 104. SPR Petroleum Account.  
 Sec. 105. Prohibition on certain exports.  
 Sec. 106. Strategic Petroleum Reserve reforms.  
 Sec. 107. Strategic Petroleum Reserve drawdown and sale.  
 Sec. 108. DOE study and plan for delivery of fuel during pipeline disruptions.

TITLE II—FUEL DEMAND

- Sec. 201. State energy transportation plans.  
 Sec. 202. Transportation electrification.  
 Sec. 203. Federal fleets.

TITLE III—FUEL SUPPLY

- Sec. 301. Assistance for Western Hemisphere refineries.

1 **TITLE I—PETROLEUM RESERVES**

2 **SEC. 101. ECONOMIC PETROLEUM RESERVE.**

3 (a) ESTABLISHMENT.—Section 154 of the Energy  
 4 Policy and Conservation Act (42 U.S.C. 6234) is amended  
 5 by adding at the end the following:

6 “(g) ECONOMIC PETROLEUM RESERVE.—

7 “(1) ESTABLISHMENT.—In carrying out sub-  
 8 section (b), the Secretary shall establish and main-  
 9 tain within the Strategic Petroleum Reserve an Eco-  
 10 nomic Petroleum Reserve of up to 350,000,000 bar-  
 11 rels of crude oil.

12 “(2) SOURCE.—The Economic Petroleum Re-  
 13 serve shall consist of—

14 “(A) 90,000,000 barrels of crude oil that  
 15 are stored in the Strategic Petroleum Reserve  
 16 on the date of enactment of this subsection, less  
 17 any amounts drawn down and sold under sec-  
 18 tion 161(k) after such date; and

1                   “(B) any crude oil purchased under section  
2                   160(i).”.

3           (b) PURCHASES.—Section 160 of the Energy Policy  
4 and Conservation Act (42 U.S.C. 6240) is amended by  
5 adding at the end the following:

6           “(i) PURCHASE OF CRUDE OIL FOR ECONOMIC PE-  
7 TROLEUM RESERVE.—

8                   “(1) IN GENERAL.—For purposes of section  
9                   154(g), the Secretary may acquire crude oil under  
10 this section only by purchase from domestic pro-  
11 ducers for a contract price of not more than \$60 per  
12 barrel, in accordance with this subsection.

13                   “(2) IMMEDIATE DELIVERY.—The Secretary  
14 may enter into a contract under paragraph (1) at  
15 any time for immediate delivery of crude oil.

16                   “(3) FUTURE DELIVERY.—

17                           “(A) AUTHORIZED PERIOD.—During the  
18 period that begins on the date of enactment of  
19 this subsection and ends on December 31,  
20 2024, the Secretary may enter into a contract  
21 under paragraph (1) for delivery of crude oil to  
22 occur during the period that begins on January  
23 1, 2025, and ends on December 31, 2027.

24                           “(B) PRIORITY.—In carrying out subpara-  
25 graph (A), to the extent there are multiple of-

1           fers for contracts on equivalent terms, the Sec-  
2           retary shall give priority to contracts for crude  
3           oil produced by wells, including drilled but  
4           uncompleted wells, that are minimizing green-  
5           house gas emissions from activities at such  
6           wells, as determined by the Secretary in con-  
7           sultation with the Administrator of the Envi-  
8           ronmental Protection Agency.

9           “(4) FUNDING.—The Secretary may enter into  
10          a contract under paragraph (1) using amounts de-  
11          posited in the SPR Petroleum Account under section  
12          167(c)—

13                 “(A) that are attributable to covered re-  
14                 ceipts described in section 167(e)(3)(A); or

15                 “(B) that were appropriated for such pur-  
16                 pose pursuant to section 166.

17           “(5) APPLICABILITY OF CERTAIN CONSIDER-  
18          ATIONS.—The objectives described in subsections  
19          (b)(4), (c)(2), and (c)(5) shall not apply to the ac-  
20          quisition of crude oil pursuant to a contract under  
21          paragraph (1).”.

22          (c) DRAWDOWN AND SALE.—Section 161 of the En-  
23          ergy Policy and Conservation Act (42 U.S.C. 6241) is  
24          amended by adding at the end the following:

1       “(k) DRAWDOWN AND SALE FROM ECONOMIC PE-  
2 TROLEUM RESERVE.—

3               “(1) IN GENERAL.—Notwithstanding subsection  
4 (d)(1), the Secretary may draw down and sell crude  
5 oil from amounts in the Economic Petroleum Re-  
6 serve established under section 154(g) at any time  
7 the front-month futures price of West Texas Inter-  
8 mediate crude oil has remained greater than \$90 per  
9 barrel for at least one week.

10              “(2) APPROPRIATIONS.—

11                   “(A) STATE ENERGY TRANSPORTATION  
12 PLANS.—Notwithstanding section 167, there is  
13 appropriated to the Secretary of Energy to  
14 carry out section 367 an amount equal to \$9  
15 for each barrel of crude oil sold under this sub-  
16 section.

17                   “(B) PLUG-IN ELECTRIC DRIVE VEHICLE  
18 PROGRAM.—Notwithstanding section 167, there  
19 is appropriated to the Secretary of Energy to  
20 carry out section 131(b) of the Energy Inde-  
21 pendence and Security Act of 2007 (42 U.S.C.  
22 17011) an amount equal to \$2 for each barrel  
23 of crude oil sold under this subsection.

24                   “(C) LARGE-SCALE TRANSPORTATION SEC-  
25 TOR ELECTRIFICATION PROGRAM.—Notwith-

1 standing section 167, there is appropriated to  
 2 the Secretary of Energy to carry out section  
 3 131(c) of the Energy Independence and Secu-  
 4 rity Act of 2007 (42 U.S.C. 17011) an amount  
 5 equal to \$3 for each barrel of crude oil sold  
 6 under this subsection.

7 “(D) ASSISTANCE FOR WESTERN HEMI-  
 8 SPHERE REFINERIES.—Notwithstanding section  
 9 167, there is appropriated to the Secretary of  
 10 Energy to carry out section 301 of the Buy  
 11 Low and Sell High Act an amount equal to \$1  
 12 for each barrel of crude oil sold under this sub-  
 13 section.”.

14 **SEC. 102. ESTABLISHING STRATEGIC REFINED PETROLEUM**  
 15 **PRODUCT RESERVES.**

16 (a) ESTABLISHMENT.—Title I of the Energy Policy  
 17 and Conservation Act (42 U.S.C. 6234) is amended by  
 18 adding at the end the following:

19 **“PART E—STRATEGIC REFINED PETROLEUM**  
 20 **PRODUCT RESERVES**

21 **“SEC. 191. DEFINITIONS.**

22 “In this part:

23 “(1) DISTRICT.—The term ‘district’ means, as  
 24 designated by the Administrator of the Energy In-  
 25 formation Administration—

1                   “(A) a Petroleum Administration for De-  
2                   fense District; or

3                   “(B) a subdistrict of a Petroleum Adminis-  
4                   tration for Defense District.

5                   “(2) NETWORK.—The term ‘network’ means  
6                   the network of Strategic Refined Petroleum Product  
7                   Reserves established under this part.

8                   “(3) RESERVE.—The term ‘Reserve’ means a  
9                   Strategic Refined Petroleum Product Reserve estab-  
10                  lished under this part.

11 **“SEC. 192. ESTABLISHMENT.**

12                  “(a) IN GENERAL.—Notwithstanding any other pro-  
13                  vision of this Act, the Secretary shall establish, maintain,  
14                  and operate a national network of Strategic Refined Pe-  
15                  troleum Product Reserves.

16                  “(b) LOCATIONS.—In carrying out subsection (a), the  
17                  Secretary shall establish, maintain, and operate at least  
18                  one Reserve in each district.

19                  “(c) CAPACITY.—Each Reserve shall have the capaci-  
20                  ty to contain at least 4,000,000 barrels of gasoline and  
21                  2,000,000 barrels of diesel fuel, and the network shall  
22                  have the capacity to contain up to 250,000,000 barrels  
23                  of gasoline and diesel fuel.

24                  “(d) RELATIONSHIP TO SPR AND NORTHEAST HOME  
25                  HEATING OIL RESERVE.—A Reserve established under

1 this part is not a component of the Strategic Petroleum  
2 Reserve established under part B of this title or the  
3 Northeast Home Heating Oil Reserve established under  
4 part D of this title.

5 **“SEC. 193. AUTHORITY.**

6 “To the extent necessary or appropriate to carry out  
7 this part, the Secretary may—

8 “(1) purchase, contract for, lease, or otherwise  
9 acquire, in whole or in part, storage and related fa-  
10 cilities, and storage services;

11 “(2) use, lease, maintain, sell, or otherwise dis-  
12 pose of storage and related facilities acquired under  
13 this part;

14 “(3) acquire by purchase, exchange (including  
15 exchange of petroleum products from the Strategic  
16 Petroleum Reserve or received as royalty from Fed-  
17 eral lands), lease, or otherwise, gasoline or diesel  
18 fuel for storage in a Reserve;

19 “(4) store gasoline or diesel fuel in facilities not  
20 owned by the United States; and

21 “(5) sell, exchange, or otherwise dispose of gas-  
22 oline or diesel fuel from a Reserve established under  
23 this part, including to maintain the quality or quan-  
24 tity of the gasoline or diesel fuel in a Reserve or to  
25 maintain the operational capability of a Reserve.



1 **“SEC. 194. CONDITIONS FOR RELEASE.**

2       “(a) GASOLINE RELEASE.—The Secretary may sell  
3 gasoline from a Reserve only upon a finding by the Presi-  
4 dent that there is a severe gasoline supply interruption  
5 within the district in which the Reserve is located. Such  
6 a finding may be made only if the President determines  
7 that—

8               “(1) a dislocation in the gasoline market has re-  
9 sulted from such interruption; or

10               “(2) a circumstance, other than that described  
11 in paragraph (1), exists that constitutes a regional  
12 gasoline supply shortage of significant scope and du-  
13 ration and that action taken under this section  
14 would assist directly and significantly in reducing  
15 the adverse impact of such shortage.

16       “(b) DIESEL RELEASE.—The Secretary may sell die-  
17 sel fuel from a Reserve only upon a finding by the Presi-  
18 dent that there is a severe diesel fuel supply interruption  
19 within the district in which the Reserve is located. Such  
20 a finding may be made only if the President determines  
21 that—

22               “(1) a dislocation in the diesel fuel market has  
23 resulted from such interruption; or

24               “(2) a circumstance, other than that described  
25 in paragraph (1), exists that constitutes a regional  
26 diesel fuel supply shortage of significant scope and

1 duration and that action taken under this section  
2 would assist directly and significantly in reducing  
3 the adverse impact of such shortage.

4 “(c) DEFINITIONS.—For purposes of this section—

5 “(1) the term ‘covered entity’ means—

6 “(A) the People’s Republic of China;

7 “(B) the Democratic People’s Republic of  
8 Korea;

9 “(C) the Russian Federation;

10 “(D) the Islamic Republic of Iran;

11 “(E) any other country the government of  
12 which is subject to sanctions imposed by the  
13 United States; and

14 “(F) any entity owned, controlled, or influ-  
15 enced by—

16 “(i) a country referred to in any of  
17 subparagraphs (A) through (F); or

18 “(ii) the Chinese Communist Party;

19 “(2) a ‘dislocation in the gasoline market’ shall  
20 be deemed to occur only when—

21 “(A) the price differential between crude  
22 oil and finished gasoline, as reflected in an in-  
23 dustry daily publication, increases by more than  
24 50 percent over its 10-year rolling average, and  
25 continues for 7 consecutive days; and

1           “(B) the price differential continues to in-  
2           crease during the most recent week for which  
3           price information is available; and

4           “(3) a ‘dislocation in the diesel fuel market’  
5           shall be deemed to occur only when—

6           “(A) the price differential between crude  
7           oil and diesel fuel, as reflected in an industry  
8           daily publication, increases by more than 50  
9           percent over its 10-year rolling average, and  
10          continues for 7 consecutive days; and

11          “(B) the price differential continues to in-  
12          crease during the most recent week for which  
13          price information is available.

14          “(d) CONTINUING EVALUATION.—The Secretary  
15          shall conduct a continuing evaluation of the price data  
16          supplied by the Energy Information Administration and  
17          data on gasoline and diesel fuel prices from published  
18          sources.

19          “(e) RELEASE OF PETROLEUM PRODUCTS.—After  
20          consultation with the gasoline, diesel fuel, and crude oil  
21          refining industries, the Secretary shall determine proce-  
22          dures governing the release of gasoline and diesel fuel  
23          from a Reserve. The procedures shall provide that—

24                 “(1) the Secretary may—

1           “(A) sell gasoline or diesel fuel from a Re-  
2           serve through a competitive process; or

3           “(B) enter into exchange agreements for  
4           gasoline or diesel fuel that results in the Sec-  
5           retary receiving a greater volume of gasoline or  
6           diesel fuel as repayment than the volume pro-  
7           vided to the acquirer;

8           “(2) in all such sales or exchanges, the Sec-  
9           retary shall receive revenue or its equivalent in gaso-  
10          line or diesel fuel that provides the Department with  
11          fair market value;

12          “(3) the Secretary shall only sell or dispose of  
13          the gasoline or diesel fuel in the Reserve to entities  
14          customarily engaged in the sale and distribution of  
15          gasoline or diesel fuel; and

16          “(4) the Secretary shall prohibit the sale or ex-  
17          port of gasoline or diesel fuel released under this  
18          section to a covered entity, except that the Secretary  
19          may issue a waiver of such prohibition if the Sec-  
20          retary certifies that any export or sale authorized  
21          pursuant to the waiver is in the national security in-  
22          terests of the United States.

23          “(f) PLAN.—Not later than 180 days after the date  
24          of the enactment of this section, the Secretary shall trans-

1 mit to the President and, if the President approves, to  
2 the Congress a plan describing—

3 “(1) the acquisition of storage and related fa-  
4 cilities or storage services for the network, including  
5 the potential use of storage facilities not currently in  
6 use;

7 “(2) the acquisition of gasoline and diesel fuel  
8 for storage in the network;

9 “(3) the anticipated methods of disposition of  
10 gasoline and diesel fuel from the network;

11 “(4) the estimated costs of establishment, main-  
12 tenance, and operation of the network;

13 “(5) efforts the Department will take to mini-  
14 mize any potential need for future drawdowns and  
15 ensure that distributors and importers are not dis-  
16 couraged from maintaining and increasing supplies  
17 to the United States; and

18 “(6) actions to ensure quality of the gasoline  
19 and diesel fuel in the network.

20 **“SEC. 195. PROCEEDS FROM SALES.**

21 “The Secretary of the Treasury shall deposit in the  
22 SPR Petroleum Account established in the Treasury  
23 under section 167 any receipts from the sale, exchange,  
24 or other disposition of gasoline or diesel fuel from the net-  
25 work.

1 **“SEC. 196. RESTRICTIONS.**

2 “(a) SOURCE.—No gasoline or diesel fuel produced  
3 at a refinery located outside of the United States may be  
4 stored in a Reserve.

5 “(b) TIMING.—The Secretary may not purchase gas-  
6 oline or diesel fuel under this part until 2026.”.

7 (b) CONFORMING AMENDMENTS.—

8 (1) AUTHORIZATION OF APPROPRIATIONS.—

9 Section 166 of the Energy Policy and Conservation  
10 Act (42 U.S.C. 6246) is amended by striking “and  
11 part D” and inserting “, part D, and part E”.

12 (2) CLERICAL AMENDMENT.—The table of con-  
13 tents for the Energy Policy and Conservation Act is  
14 amended in the matter relating to title I by striking  
15 the items relating to the second part D (relating to  
16 Expiration) and the second section 181 and insert-  
17 ing the following:

“PART E—STRATEGIC REFINED PETROLEUM PRODUCT RESERVES

“Sec. 191. Definitions.

“Sec. 192. Establishment.

“Sec. 193. Authority.

“Sec. 194. Conditions for release.

“Sec. 195. Proceeds from sales.

“Sec. 196. Restrictions.”.

18 **SEC. 103. NORTHEAST HOME HEATING OIL RESERVE.**

19 (a) STRENGTHENING THE NORTHEAST HOME HEAT-  
20 ING OIL RESERVE.—Section 181(a) of the Energy Policy  
21 and Conservation Act (42 U.S.C. 6250) is amended by  
22 striking “2 million” and inserting “4 million”.

1 (b) CONDITIONS FOR RELEASE.—Section 183 of the  
2 Energy Policy and Conservation Act (42 U.S.C. 6250b)  
3 is amended—

4 (1) in subsection (b)—

5 (A) in the subsection heading, by striking  
6 “DEFINITION” and inserting “DEFINITIONS”;

7 (B) by redesignating paragraphs (1) and  
8 (2) as subparagraphs (A) and (B), respectively  
9 (and adjusting the margins accordingly); and

10 (C) by striking “For purposes of this sec-  
11 tion a ‘dislocation in the heating oil market’ ”  
12 and inserting the following: “For purposes of  
13 this section—

14 “(1) the term ‘covered entity’ means—

15 “(A) the People’s Republic of China;

16 “(B) the Democratic People’s Republic of  
17 Korea;

18 “(C) the Russian Federation;

19 “(D) the Islamic Republic of Iran;

20 “(E) any other country the government of  
21 which is subject to sanctions imposed by the  
22 United States; and

23 “(F) any entity owned, controlled, or influ-  
24 enced by—

1                   “(i) a country referred to in any of  
2                   subparagraphs (A) through (F); or

3                   “(ii) the Chinese Communist Party;  
4                   and

5                   “(2) a ‘dislocation in the heating oil market’”;  
6                   and

7                   (2) in subsection (d)—

8                   (A) in paragraph (2), by striking “; and”  
9                   and inserting a semicolon;

10                  (B) in paragraph (3), by striking the pe-  
11                  riod at the end and inserting “; and”; and

12                  (C) by adding at the end the following:

13                  “(4) the Secretary shall prohibit the sale or ex-  
14                  port of petroleum distillate released under this sec-  
15                  tion to a covered entity, except that the Secretary  
16                  may issue a waiver of such prohibition if the Sec-  
17                  retary certifies that any export or sale authorized  
18                  pursuant to the waiver is in the national security in-  
19                  terests of the United States.”.

20                  (c) PROCEEDS FROM SALES.—

21                  (1) IN GENERAL.—Section 184 of the Energy  
22                  Policy and Conservation Act (42 U.S.C. 6250c) is  
23                  amended to read as follows:



1 **“SEC. 184. PROCEEDS FROM SALES.**

2 “The Secretary of the Treasury shall deposit in the  
3 SPR Petroleum Account established in the Treasury  
4 under section 167 any receipts from the sale, exchange,  
5 or other disposition of petroleum distillate from the Re-  
6 serve.”.

7 (2) CLERICAL AMENDMENT.—The table of con-  
8 tents for the Energy Policy and Conservation Act is  
9 amended by striking the item relating to section 184  
10 and inserting the following:

“184. Proceeds from sales.”.

11 (d) ELIMINATION OF LIMITATION.—Title III of the  
12 Energy and Water Development and Related Agencies Ap-  
13 propriations Act, 2012 (division B of the Consolidated Ap-  
14 propriations Act, 2012 (Public Law 112–74; 125 Stat.  
15 869)), is amended, under the Northeast Home Heating  
16 Oil Reserve account, by striking “: *Provided further*, That  
17 notwithstanding section 181 of the Energy Policy and  
18 Conservation Act (42 U.S.C. 6250), for fiscal year 2012  
19 and hereafter, the Reserve shall contain no more than 1  
20 million barrels of petroleum distillate”.

21 **SEC. 104. SPR PETROLEUM ACCOUNT.**

22 (a) IN GENERAL.—Section 167 of the Energy Policy  
23 and Conservation Act (42 U.S.C. 6247) is amended—

24 (1) in subsection (b)—

1 (A) by striking “the acquisition, transpor-  
2 tation, and injection of petroleum products into  
3 the Strategic Petroleum Reserve, for test sales  
4 of petroleum products from the Reserve, and  
5 for the drawdown, sale, and delivery of petro-  
6 leum products from the Reserve” and inserting  
7 “covered activities”; and

8 (B) in paragraph (3), by striking “the re-  
9 cepts to the United States from the sale of pe-  
10 troleum products in any drawdown and dis-  
11 tribution of the Strategic Petroleum Reserve  
12 under section 161, including a drawdown and  
13 distribution carried out under subsection (g) of  
14 such section, or from the sale of petroleum  
15 products under section 160(f)” and inserting  
16 “covered receipts”;

17 (2) in subsection (d), by striking “the sale of  
18 petroleum products in any drawdown and distribu-  
19 tion of the Strategic Petroleum Reserve under sec-  
20 tion 161, including a drawdown and distribution car-  
21 ried out under subsection (g) of such section, and  
22 from the sale of petroleum products under section  
23 160(f)” and inserting “covered sales”; and

24 (3) by adding at the end the following:

25 “(e) DEFINITIONS.—In this section:

1           “(1) COVERED ACTIVITY.—The term ‘covered  
2 activity’ means—

3           “(A) the acquisition, transportation, and  
4 injection of petroleum products into the Stra-  
5 tegic Petroleum Reserve;

6           “(B) the sale of petroleum products in any  
7 drawdown and distribution of the Strategic Pe-  
8 troleum Reserve under section 161, including a  
9 drawdown and distribution carried out under  
10 subsection (g) of such section;

11           “(C) the sale of petroleum products under  
12 section 160(f);

13           “(D) an activity under part D; and

14           “(E) an activity under part E.

15           “(2) COVERED SALE.—The term ‘covered sale’  
16 means—

17           “(A) the sale of petroleum products in any  
18 drawdown and distribution of the Strategic Pe-  
19 troleum Reserve under section 161, including a  
20 drawdown and distribution carried out under  
21 subsection (g) of such section;

22           “(B) the sale of petroleum products under  
23 section 160(f);

1           “(C) the sale, exchange, or other disposi-  
2           tion of petroleum distillate from the Northeast  
3           Home Heating Oil Reserve; and

4           “(D) the sale, exchange, or other disposi-  
5           tion of gasoline or diesel fuel from a Strategic  
6           Refined Petroleum Product Reserve.

7           “(3) COVERED RECEIPTS.—The term ‘covered  
8           receipts’ means—

9           “(A) receipts to the United States from  
10           the sale of petroleum products in any drawdown  
11           and distribution of the Strategic Petroleum Re-  
12           serve under section 161 (including a drawdown  
13           and distribution carried out under subsection  
14           (g) of such section), less amounts equal to any  
15           amounts appropriated by subsection (k)(2) of  
16           such section;

17           “(B) receipts to the United States from  
18           the sale of petroleum products under section  
19           160(f);

20           “(C) receipts to the United States from  
21           the sale, exchange, or other disposition of petro-  
22           leum distillate from the Northeast Home Heat-  
23           ing Oil Reserve; and

24           “(D) receipts to the United States from  
25           the sale, exchange, or other disposition of gaso-

1 line or diesel fuel from a Strategic Refined Pe-  
2 troleum Product Reserve.”.

3 (b) TRANSFER OF FUNDS.—The assets and liabilities  
4 of the Northeast Home Heating Oil Reserve Account es-  
5 tablished in the Treasury under section 184 of the Energy  
6 Policy and Conservation Act (42 U.S.C. 6250e), as in ef-  
7 fect on the day before the date of enactment of this Act,  
8 are hereby transferred to the SPR Petroleum Account es-  
9 tablished in the Treasury under section 167 of the Energy  
10 Policy and Conservation Act (42 U.S.C. 6247), and such  
11 Northeast Home Heating Oil Reserve Account is hereby  
12 abolished.

13 **SEC. 105. PROHIBITION ON CERTAIN EXPORTS.**

14 (a) IN GENERAL.—The Energy Policy and Conserva-  
15 tion Act is amended by inserting after section 163 (42  
16 U.S.C. 6243) the following:

17 **“SEC. 164. PROHIBITION ON CERTAIN EXPORTS.**

18 “(a) IN GENERAL.—The Secretary shall prohibit the  
19 export or sale of petroleum products drawn down from the  
20 Strategic Petroleum Reserve, under any provision of law,  
21 to—

22 “(1) the People’s Republic of China;

23 “(2) the Democratic People’s Republic of  
24 Korea;

25 “(3) the Russian Federation;

1 “(4) the Islamic Republic of Iran;

2 “(5) any other country the government of which  
3 is subject to sanctions imposed by the United States;  
4 and

5 “(6) any entity owned, controlled, or influenced  
6 by—

7 “(A) a country referred to in any of para-  
8 graphs (1) through (5); or

9 “(B) the Chinese Communist Party.

10 “(b) WAIVER.—The Secretary may issue a waiver of  
11 the prohibition described in subsection (a) if the Secretary  
12 certifies that any export or sale authorized pursuant to  
13 the waiver is in the national security interests of the  
14 United States.

15 “(c) RULE.—Not later than 60 days after the date  
16 of enactment of the Buy Low and Sell High Act, the Sec-  
17 retary shall issue a rule to carry out this section.”.

18 (b) CONFORMING AMENDMENTS.—

19 (1) DRAWDOWN AND SALE OF PETROLEUM  
20 PRODUCTS.—Section 161(a) of the Energy Policy  
21 and Conservation Act (42 U.S.C. 6241(a)) is  
22 amended by inserting “and section 164” before the  
23 period at the end.

24 (2) CLERICAL AMENDMENT.—The table of con-  
25 tents for the Energy Policy and Conservation Act is

1           amended by inserting after the item relating to sec-  
2           tion 163 the following:

“Sec. 164. Prohibition on certain exports.”.

3   **SEC. 106. STRATEGIC PETROLEUM RESERVE REFORMS.**

4           (a) USE OF UNDERUTILIZED STRATEGIC PETRO-  
5 LEUM RESERVE FACILITIES.—Section 168 of the Energy  
6 Policy and Conservation Act (42 U.S.C. 6247a) is amend-  
7 ed to read as follows:

8   **“SEC. 168. USE OF UNDERUTILIZED FACILITIES.**

9           “(a) AUTHORITY.—Notwithstanding any other provi-  
10 sion of this title, the Secretary may establish and carry  
11 out a program to lease underutilized Strategic Petroleum  
12 Reserve storage facilities and related facilities to the pri-  
13 vate sector, or a foreign government or its representative.  
14 Petroleum products stored under this section are not part  
15 of the Strategic Petroleum Reserve.

16           “(b) PROTECTION OF FACILITIES.—Any lease en-  
17 tered into under the program established under subsection  
18 (a) shall contain provisions providing for fees to fully com-  
19 pensate the United States for all related costs of storage  
20 and removals of petroleum products (including the propor-  
21 tionate cost of replacement facilities necessitated as a re-  
22 sult of any withdrawals) incurred by the United States  
23 as a result of such lease.

24           “(c) ACCESS BY THE UNITED STATES.—The Sec-  
25 retary shall ensure that leasing of facilities under the pro-

1 gram established under subsection (a) does not impair the  
2 ability of the United States to withdraw, distribute, or sell  
3 petroleum products from the Strategic Petroleum Reserve  
4 in response to an energy emergency or to the obligations  
5 of the United States under the Agreement on an Inter-  
6 national Energy Program.

7 “(d) NATIONAL SECURITY.—The Secretary shall en-  
8 sure that leasing of facilities under the program estab-  
9 lished under subsection (a) to a foreign government or its  
10 representative will not impair national security.

11 “(e) DEPOSITS OF AMOUNTS RECEIVED.—

12 “(1) IN GENERAL.—Except as provided in para-  
13 graph (2), amounts received through the leasing of  
14 facilities under the program established under sub-  
15 section (a) shall be deposited in the SPR Petroleum  
16 Account established in the Treasury under section  
17 167 during the fiscal year in which such amounts  
18 are received.

19 “(2) COSTS.—The Secretary may use for costs  
20 described in subsection (b) (other than costs de-  
21 scribed in subsection (f)), without further appropria-  
22 tion, amounts received through the leasing of facili-  
23 ties under the program established under subsection  
24 (a).



1       “(f) PREPARATION OF FACILITIES.—The Secretary  
2 shall only use amounts available in the Energy Security  
3 and Infrastructure Modernization Fund established by  
4 section 404 of the Bipartisan Budget Act of 2015 for costs  
5 described in subsection (b) of this section that relate to  
6 addition of facilities or changes to facilities or facility op-  
7 erations necessary to lease such facilities, including costs  
8 related to acquisition of land, acquisition of ancillary fa-  
9 cilities and equipment, and site development, and other  
10 necessary costs related to capital improvement.”.

11       (b) PILOT PROGRAM TO LEASE STRATEGIC PETRO-  
12 LEUM RESERVES.—

13           (1) IN GENERAL.—Part B of title I of the En-  
14 ergy Policy and Conservation Act (42 U.S.C. 6231  
15 et seq.) is amended by adding at the end the fol-  
16 lowing:

17 **“SEC. 170. PILOT PROGRAM TO LEASE STORAGE AND RE-**  
18 **LATED FACILITIES.**

19       “(a) ESTABLISHMENT.—In carrying out section 168  
20 and not later than 180 days after the date of enactment  
21 of this section, the Secretary shall establish and carry out  
22 a pilot program to make available for lease—

23           “(1) capacity for storage of up to 200,000,000  
24 barrels of petroleum products at Strategic Petroleum  
25 Reserve storage facilities; and

1           “(2) related facilities.

2           “(b) CONTENTS.—In carrying out the pilot program  
3 established under subsection (a), the Secretary shall—

4           “(1) identify appropriate Strategic Petroleum  
5 Reserve storage facilities and related facilities to  
6 lease, in order to make maximum use of such facili-  
7 ties;

8           “(2) identify and implement any changes to fa-  
9 cilities or facility operations necessary to so lease  
10 such facilities, including any such changes necessary  
11 to ensure the long-term structural viability and use  
12 of the facilities for purposes of this part and part C;

13           “(3) make such facilities available for lease; and

14           “(4) identify environmental effects, including  
15 benefits, of leasing storage facilities and related fa-  
16 cilities.

17           “(c) REPORT.—Not later than 1 year after the date  
18 of enactment of this section, the Secretary shall submit  
19 to Congress a report on the status of the pilot program  
20 established under subsection (a).”.

21           “(2) CONFORMING AMENDMENT.—The table of  
22 contents for the Energy Policy and Conservation Act  
23 is amended by adding after the item relating to sec-  
24 tion 169 the following:

“Sec. 170. Pilot program to lease storage and related facilities.”.

1 **SEC. 107. STRATEGIC PETROLEUM RESERVE DRAWDOWN**  
2 **AND SALE.**

3 (a) RECONCILIATION ON THE BUDGET FOR FISCAL  
4 YEAR 2018.—Section 20003(a) of Public Law 115–97  
5 (131 Stat. 2237) is amended—

6 (1) in paragraph (1), by striking “during the  
7 period of fiscal years 2026 through 2027” and in-  
8 serting “by the end of fiscal year 2027”; and

9 (2) by adding at the end the following:

10 “(3) TIMING.—In determining the timing of  
11 each drawdown and sale from the Strategic Petro-  
12 leum Reserve under this section, to the maximum  
13 extent practicable, the Secretary shall maximize the  
14 financial return to the United States taxpayers.”.

15 (b) AMERICA’S WATER INFRASTRUCTURE ACT OF  
16 2018.—Section 3009(a) of America’s Water Infrastruc-  
17 ture Act of 2018 (Public Law 115–270; 132 Stat. 3870)  
18 is amended—

19 (1) in paragraph (1), by striking “during” and  
20 inserting “by the end of”; and

21 (2) by adding at the end the following:

22 “(3) TIMING.—In determining the timing of  
23 each drawdown and sale from the Strategic Petro-  
24 leum Reserve under this section, to the maximum  
25 extent practicable, the Secretary shall maximize the  
26 financial return to the United States taxpayers.”.

1 (c) INFRASTRUCTURE INVESTMENT AND JOBS  
2 ACT.—Section 90002(a) of the Infrastructure Investment  
3 and Jobs Act (Public Law 117–58; 135 Stat. 1342) is  
4 amended—

5 (1) in paragraph (1), by striking “during the  
6 period of fiscal years 2028 through 2031” and in-  
7 serting “by the end of fiscal year 2032”; and

8 (2) by amending paragraph (2) to read as fol-  
9 lows:

10 “(2) TIMING.—In determining the timing of  
11 each drawdown and sale from the Strategic Petro-  
12 leum Reserve under this section, to the maximum  
13 extent practicable, the Secretary shall maximize the  
14 financial return to the United States taxpayers.”.

15 **SEC. 108. DOE STUDY AND PLAN FOR DELIVERY OF FUEL**  
16 **DURING PIPELINE DISRUPTIONS.**

17 Not later than 24 months after the date of enactment  
18 of this Act, the Secretary of Energy shall—

19 (1) conduct a study on how the Department of  
20 Energy could deliver products sold from the Stra-  
21 tegic Petroleum Reserve, a Strategic Refined Petro-  
22 leum Product Reserve, or the Northeast Home  
23 Heating Oil Reserve in the event of an attack or dis-  
24 ruption that renders pipelines to deliver such prod-  
25 ucts unusable; and

1           (2) submit to Congress a plan, based on the re-  
2           sults of such study, to carry out such delivery.

## 3           **TITLE II—FUEL DEMAND**

### 4   **SEC. 201. STATE ENERGY TRANSPORTATION PLANS.**

5           (a) STATE ENERGY TRANSPORTATION PLANS.—

6           (1) IN GENERAL.—Part D of title III of the  
7           Energy Policy and Conservation Act (42 U.S.C.  
8           6321 et seq.) is amended by adding at the end the  
9           following:

#### 10   **“SEC. 367. STATE ENERGY TRANSPORTATION PLANS.**

11           “(a) IN GENERAL.—The Secretary may provide fi-  
12           nancial assistance to a State to develop a State energy  
13           transportation plan, for inclusion in a State energy con-  
14           servation plan under section 362(d), to promote the elec-  
15           trification of the transportation system, reduced consump-  
16           tion of fossil fuels, and improved air quality.

17           “(b) DEVELOPMENT.—A State developing a State en-  
18           ergy transportation plan under this section shall carry out  
19           this activity through the State energy office that is respon-  
20           sible for developing the State energy conservation plan  
21           under section 362.

22           “(c) CONTENTS.—A State developing a State energy  
23           transportation plan under this section shall include in such  
24           plan a plan to—

1           “(1) deploy a network of electric vehicle supply  
2           equipment to ensure access to electricity for electric  
3           vehicles, including commercial vehicles, to an extent  
4           that such electric vehicles can travel throughout the  
5           State without running out of a charge;

6           “(2) promote modernization of the electric grid,  
7           including through the use of renewable energy  
8           sources to power the electric grid, to accommodate  
9           demand for power to operate electric vehicle supply  
10          equipment and to utilize energy storage capacity  
11          provided by electric vehicles, including commercial  
12          vehicles; and

13          “(3) implement other measures to reduce the  
14          consumption of petroleum-based fuels.

15          “(d) COORDINATION.—In developing a State energy  
16          transportation plan under this section, a State shall co-  
17          ordinate, as appropriate, with—

18                 “(1) State regulatory authorities (as defined in  
19                 section 3 of the Public Utility Regulatory Policies  
20                 Act of 1978 (16 U.S.C. 2602));

21                 “(2) electric utilities;

22                 “(3) regional transmission organizations or  
23                 independent system operators;

24                 “(4) private entities that provide electric vehicle  
25                 charging services;

1           “(5) State transportation agencies, metropoli-  
2           tan planning organizations, and local governments;

3           “(6) electric vehicle manufacturers;

4           “(7) public and private entities that manage ve-  
5           hicle fleets; and

6           “(8) public and private entities that manage  
7           ports, airports, or other transportation hubs.

8           “(e) TECHNICAL ASSISTANCE.—Upon request of the  
9           Governor of a State, the Secretary shall provide informa-  
10          tion and technical assistance in the development, imple-  
11          mentation, or revision of a State energy transportation  
12          plan.

13          “(f) ELECTRIC VEHICLE SUPPLY EQUIPMENT DE-  
14          FINED.—For purposes of this section, the term ‘electric  
15          vehicle supply equipment’ means conductors, including  
16          ungrounded, grounded, and equipment grounding conduc-  
17          tors, electric vehicle connectors, attachment plugs, and all  
18          other fittings, devices, power outlets, or apparatuses in-  
19          stalled specifically for the purpose of delivering energy to  
20          an electric vehicle.”.

21                 (2) CONFORMING AMENDMENT.—The table of  
22          sections for part D of title III of the Energy Policy  
23          and Conservation Act is amended by adding at the  
24          end the following:

“Sec. 367. State energy transportation plans.”.

1 (b) STATE ENERGY CONSERVATION PLANS.—Section  
2 362(d) of the Energy Policy and Conservation Act (42  
3 U.S.C. 6322(d)) is amended—

4 (1) in paragraph (17), by striking “; and” and  
5 inserting a semicolon;

6 (2) by redesignating paragraph (18) as para-  
7 graph (19); and

8 (3) by inserting after paragraph (17) the fol-  
9 lowing:

10 “(18) a State energy transportation plan devel-  
11 oped in accordance with section 367; and”.

12 (c) AUTHORIZATION OF APPROPRIATIONS.—Section  
13 365(f) of the Energy Policy and Conservation Act (42  
14 U.S.C. 6325(f)) is amended by adding at the end the fol-  
15 lowing:

16 “(3) STATE ENERGY TRANSPORTATION  
17 PLANS.—In addition to the amounts authorized  
18 under paragraph (1), for the purpose of carrying out  
19 section 367, there are authorized to be appropriated  
20 such sums as may be necessary.”.

21 **SEC. 202. TRANSPORTATION ELECTRIFICATION.**

22 Section 131 of the Energy Independence and Security  
23 Act of 2007 (42 U.S.C. 17011) is amended—

24 (1) in subsection (a)(6)—



1 (A) in subparagraph (A), by inserting “,  
2 including ground support equipment at ports”  
3 before the semicolon;

4 (B) in subparagraph (E), by inserting  
5 “and vehicles” before the semicolon;

6 (C) in subparagraph (H), by striking  
7 “and” at the end;

8 (D) in subparagraph (I)—

9 (i) by striking “battery chargers,”;  
10 and

11 (ii) by striking the period at the end  
12 and inserting a semicolon; and

13 (E) by adding at the end the following:

14 “(J) installation of electric vehicle supply  
15 equipment for recharging plug-in electric drive  
16 vehicles, including such equipment that is acces-  
17 sible in rural and urban areas and in under-  
18 served or disadvantaged communities and such  
19 equipment for medium- and heavy-duty vehicles,  
20 including at depots and in-route locations;

21 “(K) multi-use charging hubs used for  
22 multiple forms of transportation;

23 “(L) medium- and heavy-duty vehicle  
24 smart charging management and refueling;

1           “(M) battery recycling and secondary use,  
2 including for medium- and heavy-duty vehicles;  
3 and

4           “(N) sharing of best practices, and tech-  
5 nical assistance provided by the Department to  
6 public utilities commissions and utilities, for  
7 medium- and heavy-duty vehicle electrifica-  
8 tion.”;

9           (2) in subsection (b)—

10           (A) in paragraph (3)(A)(ii), by inserting “,  
11 components for such vehicles, and charging  
12 equipment for such vehicles” after “vehicles”;  
13 and

14           (B) in paragraph (6), by striking  
15 “\$90,000,000 for each of fiscal years 2008  
16 through 2012” and inserting “such sums as  
17 may be necessary”;

18           (3) in subsection (c)—

19           (A) in the header, by striking “NEAR-  
20 TERM” and inserting “LARGE-SCALE”; and

21           (B) in paragraph (4), by striking  
22 “\$95,000,000 for each of fiscal years 2008  
23 through 2013” and inserting “such sums as  
24 may be necessary”; and

1           (4) by redesignating subsection (d) as sub-  
2           section (e) and inserting after subsection (e) the fol-  
3           lowing:

4           “(d) PRIORITY.—In providing grants under sub-  
5           sections (b) and (c), the Secretary shall give priority con-  
6           sideration to applications that contain a written assurance  
7           that all laborers and mechanics employed by contractors  
8           or subcontractors during construction, alteration, or re-  
9           pair that is financed, in whole or in part, by a grant pro-  
10          vided under this section shall be paid wages at rates not  
11          less than those prevailing on similar construction in the  
12          locality, as determined by the Secretary of Labor in ac-  
13          cordance with sections 3141 through 3144, 3146, and  
14          3147 of title 40, United States Code (and the Secretary  
15          of Labor shall, with respect to the labor standards de-  
16          scribed in this clause, have the authority and functions  
17          set forth in Reorganization Plan Numbered 14 of 1950  
18          (5 U.S.C. App.) and section 3145 of title 40, United  
19          States Code).”.

20       **SEC. 203. FEDERAL FLEETS.**

21           (a) MINIMUM FEDERAL FLEET REQUIREMENT.—  
22          Section 303 of the Energy Policy Act of 1992 (42 U.S.C.  
23          13212) is amended—

24           (1) in subsection (a), by adding at the end the  
25          following:

1       “(3) The Secretary, in consultation with the Adminis-  
2 trator of General Services, shall ensure that in acquiring  
3 medium- and heavy-duty vehicles for a Federal fleet, a  
4 Federal entity shall acquire zero-emission vehicles to the  
5 maximum extent feasible.”;

6           (2) by striking subsection (b) and inserting the  
7 following:

8       “(b) PERCENTAGE REQUIREMENTS.—

9           “(1) IN GENERAL.—

10           “(A) LIGHT-DUTY VEHICLES.—Beginning  
11 in fiscal year 2026, 100 percent of the total  
12 number of light-duty vehicles acquired by a  
13 Federal entity for a Federal fleet shall be alter-  
14 native fueled vehicles, of which—

15           “(i) at least 50 percent shall be zero-  
16 emission vehicles or plug-in hybrids in fis-  
17 cal years 2026 through 2034;

18           “(ii) at least 75 percent shall be zero-  
19 emission vehicles or plug-in hybrids in fis-  
20 cal years 2035 through 2049; and

21           “(iii) 100 percent shall be zero-emis-  
22 sion vehicles in fiscal year 2050 and there-  
23 after.

24           “(B) MEDIUM- AND HEAVY-DUTY VEHI-  
25 CLES.—The following percentages of the total

1 number of medium- and heavy-duty vehicles ac-  
2 quired by a Federal entity for a Federal fleet  
3 shall be alternative fueled vehicles:

4 “(i) At least 20 percent in fiscal years  
5 2026 through 2029.

6 “(ii) At least 30 percent in fiscal  
7 years 2030 through 2039.

8 “(iii) At least 40 percent in fiscal  
9 years 2040 through 2049.

10 “(iv) At least 50 percent in fiscal year  
11 2050 and thereafter.

12 “(2) EXCEPTION.—The Secretary, in consulta-  
13 tion with the Administrator of General Services  
14 where appropriate, may permit a Federal entity to  
15 acquire for a Federal fleet a smaller percentage than  
16 is required in paragraph (1) for a fiscal year, so long  
17 as the aggregate percentage acquired for each class  
18 of vehicle for all Federal fleets in the fiscal year is  
19 at least equal to the required percentage.

20 “(3) DEFINITIONS.—In this subsection:

21 “(A) FEDERAL FLEET.—The term ‘Fed-  
22 eral fleet’ means a fleet of vehicles that are cen-  
23 trally fueled or capable of being centrally fueled  
24 and are owned, operated, leased, or otherwise  
25 controlled by or assigned to any Federal execu-

1           tive department, military department, Govern-  
2           ment corporation, independent establishment,  
3           or executive agency, the United States Postal  
4           Service, the Congress, the courts of the United  
5           States, or the Executive Office of the President.

6           Such term does not include—

7                   “(i) motor vehicles held for lease or  
8                   rental to the general public;

9                   “(ii) motor vehicles used for motor ve-  
10                  hicle manufacturer product evaluations or  
11                  tests;

12                  “(iii) law enforcement vehicles;

13                  “(iv) emergency vehicles; or

14                  “(v) motor vehicles acquired and used  
15                  for military purposes that the Secretary of  
16                  Defense has certified to the Secretary must  
17                  be exempt for national security reasons.

18           “(B) FLEET.—The term ‘fleet’ means—

19                   “(i) 20 or more light-duty vehicles, lo-  
20                   cated in a metropolitan statistical area or  
21                   consolidated metropolitan statistical area,  
22                   as established by the Bureau of the Cen-  
23                   sus, with a 1980 population of more than  
24                   250,000; or

1           “(ii) 10 or more medium- or heavy-  
2           duty vehicles, located at a Federal facility  
3           or located in a metropolitan statistical area  
4           or consolidated metropolitan statistical  
5           area, as established by the Bureau of the  
6           Census, with a 1980 population of more  
7           than 250,000.”; and

8           (3) in subsection (f)(2)(B)—

9           (A) by striking “, either”; and

10          (B) in clause (i), by striking “or” and in-  
11          serting “and”.

12          (b) FEDERAL FLEET CONSERVATION REQUIRE-  
13          MENTS.—Section 400FF(a) of the Energy Policy and  
14          Conservation Act (42 U.S.C. 6374e) is amended—

15          (1) in paragraph (1)—

16                (A) by striking “18 months after the date  
17                of enactment of this section” and inserting “12  
18                months after the date of enactment of the Buy  
19                Low and Sell High Act”;

20                (B) by striking “2010” and inserting  
21                “2023”; and

22                (C) by striking “and increase alternative  
23                fuel consumption” and inserting “, increase al-  
24                ternative fuel consumption, and reduce vehicle  
25                greenhouse gas emissions”; and

1           (2) by striking paragraph (2) and inserting the  
2 following:

3           “(2) GOALS.—The goals of the requirements  
4 under paragraph (1) are that each Federal agency  
5 shall—

6           “(A) reduce fleet-wide per-mile greenhouse  
7 gas emissions from agency fleet vehicles, rel-  
8 ative to a baseline of emissions in 2015, by—

9           “(i) not less than 30 percent by the  
10 end of fiscal year 2026;

11           “(ii) not less than 50 percent by the  
12 end of fiscal year 2030; and

13           “(iii) 100 percent by the end of fiscal  
14 year 2050; and

15           “(B) increase the annual percentage of al-  
16 ternative fuel consumption by agency fleet vehi-  
17 cles as a proportion of total annual fuel con-  
18 sumption by Federal fleet vehicles, to achieve—

19           “(i) 25 percent of total annual fuel  
20 consumption that is alternative fuel by the  
21 end of fiscal year 2026;

22           “(ii) 50 percent of total annual fuel  
23 consumption that is alternative fuel by the  
24 end of fiscal year 2035; and



1                   “(iii) at least 85 percent of total an-  
2                   nual fuel consumption that is alternative  
3                   fuel by the end of fiscal year 2050.”.

## 4                   **TITLE III—FUEL SUPPLY**

### 5   **SEC. 301. ASSISTANCE FOR WESTERN HEMISPHERE REFIN-** 6                   **ERIES.**

7           (a) ESTABLISHMENT.—The Secretary of Energy  
8 shall establish and carry out a program to increase the  
9 amount of crude oil refined in oil refineries located in cov-  
10 ered countries by—

11                   (1) developing, producing, or procuring re-  
12                   sources, materials, or equipment that can be used at  
13                   such oil refineries to increase the amount of crude  
14                   oil refined at such oil refineries;

15                   (2) providing to covered entities, under such  
16                   terms and conditions as the Secretary of Energy de-  
17                   termines appropriate, resources, materials, or equip-  
18                   ment that can be used at such oil refineries to in-  
19                   crease the amount of crude oil refined at such oil re-  
20                   fineries;

21                   (3) issuing grants, loans, or loan guarantees to  
22                   covered entities, under such terms and conditions as  
23                   the Secretary of Energy determines appropriate, to  
24                   carry out projects in covered countries that can in-

1       crease the amount of crude oil refined in such oil re-  
2       fineries; and

3               (4) providing technical assistance to covered en-  
4       tities, as the Secretary of Energy determines nec-  
5       essary to increase the amount of crude oil refined in  
6       such oil refineries.

7       (b) PARTNERSHIPS.—The Secretary of Energy may  
8       partner with other Federal agencies to carry out the pro-  
9       gram established under subsection (a).

10       (c) AUTHORITY TO ENTER INTO AGREEMENTS.—In  
11       carrying out the program established under subsection (a),  
12       the Secretary of Energy may enter into one or more agree-  
13       ments directly with third parties under such terms and  
14       conditions as the Secretary of Energy determines appro-  
15       priate.

16       (d) DEFINITIONS.—In this section:

17               (1) COVERED COUNTRY.—The term “covered  
18       country” means a foreign country located in the  
19       Western Hemisphere, other than Venezuela, with re-  
20       spect to which the Secretary of State, in consulta-  
21       tion with the Secretary of Defense and the Secretary  
22       of Energy, determines that increased crude oil refin-  
23       ing in that country would promote the national secu-  
24       rity and economic interests of the United States.

1           (2) COVERED ENTITY.—The term “covered en-  
2           tity” means a covered country or a third party that  
3           owns or operates an oil refinery located in a covered  
4           country.

5           (e) AUTHORIZATION OF APPROPRIATIONS.—There is  
6           authorized to be appropriated to the Secretary of Energy  
7           to carry out this section \$90,000,000 for fiscal year 2024,  
8           to remain available until September 30, 2026.

○