

118TH CONGRESS
2D SESSION

H. R. 8446

IN THE SENATE OF THE UNITED STATES

NOVEMBER 18, 2024

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To amend the Energy Act of 2020 to include critical materials in the definition of critical mineral, 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 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Critical Mineral Con-
3 sistency Act of 2024”.

4 **SEC. 2. CRITICAL MATERIALS INCLUDED AS CRITICAL MIN-**
5 **ERALS.**

6 Section 7002 of the Energy Act of 2020 (30 U.S.C.
7 1606) is amended—

8 (1) in subsection (a)(3)(A), to read as follows:

9 “(A) IN GENERAL.—The term ‘critical
10 mineral’ means—

11 “(i) any mineral, element, substance,
12 or material designated as critical by the
13 Secretary under subsection (c); and

14 “(ii) a critical material as determined
15 by the Secretary of Energy under para-
16 graph (2)(A).”; and

17 (2) in subsection (c)(5), by adding at the end
18 the following:

19 “(C) INCLUSION OF CRITICAL MATE-
20 RIALS.—Not later than 45 days after the date
21 on which the Secretary of Energy determines a
22 non-fuel mineral, element, substance, or mate-
23 rial to be a critical material under subsection
24 (a)(2)(A), the Secretary shall update the list of

1 critical minerals published under paragraph (3)
2 to include such critical material.”.

Passed the House of Representatives November 14,
2024.

Attest: KEVIN F. MCCUMBER,
Clerk.