

1 (3) TABLE OF CONTENTS AMENDMENT.—The
2 table of contents for the Energy Conservation and
3 Production Act (Public Law 94–385; 90 Stat. 1125)
4 is amended by inserting after the item relating to
5 section 414B the following:

“Sec. 414C. Contractor optimization.”.

6 (d) FINANCIAL ASSISTANCE FOR WAP ENHANCE-
7 MENT AND INNOVATION.—

8 (1) IN GENERAL.—The Energy Conservation
9 and Production Act (Public Law 94–385; 90 Stat.
10 1125) is amended by inserting after section 414C
11 (as added by subsection (c)(2)) the following:

12 **“SEC. 414D. FINANCIAL ASSISTANCE FOR WAP ENHANCE-**
13 **MENT AND INNOVATION.**

14 “(a) PURPOSES.—The purposes of this section are—

15 “(1) to expand the number of dwelling units
16 that are occupied by low-income persons that receive
17 weatherization assistance under this section by mak-
18 ing those dwelling units weatherization-ready;

19 “(2) to promote the deployment of renewable
20 energy in dwelling units that are occupied by low-in-
21 come persons;

22 “(3) to ensure healthy indoor environments by
23 enhancing or expanding health and safety measures
24 and resources available to dwellings that are occu-
25 pied by low-income persons;

1 “(4) to disseminate new methods and best prac-
2 tices among eligible entities providing weatherization
3 assistance under this section; and

4 “(5) to encourage eligible entities providing
5 weatherization assistance to hire and retain employ-
6 ees who are individuals—

7 “(A) from the community in which the as-
8 sistance is provided; and

9 “(B) from communities or groups under-
10 represented in the home energy performance
11 workforce.

12 “(b) DEFINITION OF ELIGIBLE ENTITY.—In this sec-
13 tion, the term ‘eligible entity’ means—

14 “(1) an entity receiving funding from the Fed-
15 eral Government or from a State, Tribal, or local
16 government through a weatherization assistance pro-
17 gram under section 413 or 414; and

18 “(2) a nonprofit organization.

19 “(c) FINANCIAL ASSISTANCE AWARDS.—The Sec-
20 retary shall, to the extent funds are made available, award
21 financial assistance on an annual basis through a competi-
22 tive process to an eligible entity—

23 “(1) with respect to dwelling units that are oc-
24 cupied by low-income persons—

1 “(A) to implement measures to make those
2 dwelling units weatherization-ready, including
3 by addressing structural, plumbing, roofing,
4 and electrical issues, environmental hazards,
5 and other issues that the Secretary determines
6 to be appropriate;

7 “(B) to install energy efficiency tech-
8 nologies, including home energy management
9 systems, smart devices, and other technologies
10 the Secretary determines to be appropriate;

11 “(C) to install renewable energy systems
12 (as defined in section 415(c)(6)(A)); and

13 “(D) to implement measures to ensure
14 healthy indoor environments by improving in-
15 door air quality, accessibility, and other healthy
16 home measures, as determined by the Sec-
17 retary;

18 “(2) to improve the capability of the eligible en-
19 tity—

20 “(A) to significantly increase the number
21 of energy retrofits performed by the eligible en-
22 tity;

23 “(B) to replicate best practices for work
24 performed under this section on a larger scale;

1 “(C) to leverage additional funds to sus-
2 tain the provision of weatherization assistance
3 and other work performed under this section
4 after the financial assistance awarded under
5 this section is expended; and

6 “(D) to hire and retain employees de-
7 scribed in subsection (a)(5);

8 “(3) for innovative outreach and education re-
9 garding the benefits and availability of weatheriza-
10 tion assistance and other assistance available under
11 this section;

12 “(4) for quality control of work performed
13 under this section;

14 “(5) for data collection, measurement, and
15 verification with respect to that work;

16 “(6) for program monitoring, oversight, evalua-
17 tion, and reporting of that work;

18 “(7) for labor, training, and technical assist-
19 ance relating to that work;

20 “(8) subject to subsection (g)(2), for planning,
21 management, and administration of that work; and

22 “(9) for any other appropriate activity, as de-
23 termined by the Secretary.

24 “(d) APPLICATIONS.—To be eligible for an award of
25 financial assistance under this section, an eligible entity

1 shall submit to the Secretary an application in such man-
2 ner and containing such information as the Secretary may
3 require.

4 “(e) AWARD FACTORS.—In awarding financial assist-
5 ance under this section, the Secretary shall consider—

6 “(1) the record of the eligible entity, using the
7 most recent year for which data are available, in
8 constructing, renovating, repairing, and making en-
9 ergy efficient single-family, multifamily, or manufac-
10 tured homes that are occupied by low-income per-
11 sons, either directly or through affiliates, chapters,
12 or other partners;

13 “(2) the number of dwelling units occupied by
14 low-income persons that the eligible entity has built,
15 renovated, repaired, weatherized, and made more en-
16 ergy efficient in the 5 years immediately preceding
17 the date on which the eligible entity submits an ap-
18 plication under subsection (d);

19 “(3) the qualifications, experience, and past
20 performance of the eligible entity, including experi-
21 ence successfully managing and administering Fed-
22 eral funds;

23 “(4) the strength of the proposal of the eligible
24 entity to achieve one or more of the purposes de-
25 scribed in subsection (a);

1 “(5) the extent to which the eligible entity will
2 use partnerships and regional coordination to
3 achieve one or more of the purposes described in
4 subsection (a);

5 “(6) regional and climate zone diversity;

6 “(7) urban, suburban, and rural localities; and

7 “(8) any other appropriate factor, as deter-
8 mined by the Secretary.

9 “(f) FIRST AWARD.—Subject to the availability of ap-
10 propriations, not later than 270 days after the date of en-
11 actment of this section, the Secretary shall make a first
12 award of financial assistance under this section.

13 “(g) AMOUNT AND TERM.—

14 “(1) MAXIMUM AMOUNT.—The total amount of
15 financial assistance awarded to an eligible entity
16 under this section shall not exceed \$2,000,000.

17 “(2) PLANNING, MANAGEMENT, AND ADMINIS-
18 TRATION.—Of the amount awarded to an eligible en-
19 tity under this section, not more than 15 percent
20 may be used by the eligible entity for the purpose
21 described in subsection (c)(8).

22 “(3) TECHNICAL AND TRAINING ASSISTANCE.—
23 The total amount of financial assistance awarded to
24 an entity under this section shall be reduced by the
25 cost of any technical and training assistance pro-

1 vided by the Secretary under this section that relates
2 to that financial assistance.

3 “(4) TERM.—The term of an award of financial
4 assistance under this section shall not exceed 3
5 years.

6 “(5) RELATIONSHIP TO FORMULA GRANTS.—An
7 eligible entity may use financial assistance awarded
8 under this section in conjunction with other financial
9 assistance provided to the eligible entity under this
10 part.

11 “(h) GUIDANCE.—Not later than 90 days after the
12 date of enactment of this section, the Secretary shall issue
13 guidance on implementing this section, which shall in-
14 clude, with respect to eligible entities awarded financial
15 assistance under this section—

16 “(1) standards for allowable expenditures;

17 “(2) a minimum saving-to-investment ratio; and

18 “(3) standards for—

19 “(A) training programs;

20 “(B) energy audits;

21 “(C) the provision of technical assistance;

22 “(D) monitoring activities carried out
23 using the financial assistance;

24 “(E) verification of energy and cost sav-
25 ings;

1 “(2) the energy and cost savings, and any other
2 accomplishments, achieved under this section during
3 the year covered by the report.

4 “(1) FUNDING.—

5 “(1) IN GENERAL.—Subject to paragraphs (2)
6 and (3), for each of fiscal years 2021 through 2025,
7 of the amount appropriated under section 422—

8 “(A) if the amount is not more than
9 \$225,000,000, no funds shall be used to carry
10 out this section;

11 “(B) if the amount is not more than
12 \$260,000,000, not more than 2 percent of that
13 amount may be used to carry out this section;

14 “(C) if the amount is not more than
15 \$300,000,000, not more than 4 percent of that
16 amount may be used to carry out this section;
17 and

18 “(D) if the amount is more than
19 \$300,000,000, not more than 6 percent of that
20 amount may be used to carry out this section.

21 “(2) AMOUNTS EXCLUDED.—Each amount de-
22 scribed in paragraph (1) shall not include the
23 amount made available for Department of Energy
24 headquarters training or technical assistance.

1 “(3) MAXIMUM AMOUNT.—The maximum
2 amount used to carry out this section in each fiscal
3 year shall not exceed \$25,000,000.”.

4 (2) TABLE OF CONTENTS.—The table of con-
5 tents for the Energy Conservation and Production
6 Act (Public Law 94–385; 90 Stat. 1125) is amended
7 by inserting after the item relating to section 414C
8 (as added by subsection (c)(3)) the following:

“Sec. 414D. Financial assistance for WAP enhancement and innovation.”.

9 (e) INCREASE IN ADMINISTRATIVE FUNDS.—Section
10 415(a)(1) of the Energy Conservation and Production Act
11 (42 U.S.C. 6865(a)(1)) is amended by striking “10 per-
12 cent” and inserting “15 percent”.

13 (f) REWEATHERIZATION DATE.—Section 415(c) of
14 the Energy Conservation and Production Act (42 U.S.C.
15 6865(c)) is amended by striking paragraph (2) and insert-
16 ing the following:

17 “(2) FURTHER ASSISTANCE.—

18 “(A) DEFINITION OF INTERIM SERVICE.—

19 “(i) IN GENERAL.—In this paragraph,
20 the term ‘interim service’ means an energy
21 service that takes place between instances
22 of weatherization or partial weatherization
23 of a dwelling unit, as determined by the
24 Secretary.

1 “(ii) INCLUSION.—In this paragraph,
2 the term ‘interim service’ includes—

3 “(I) the provision of energy infor-
4 mation and education to assist with
5 energy management;

6 “(II) an evaluation of the effec-
7 tiveness of installed weatherization
8 measures; and

9 “(III) the provision of services,
10 equipment, or other measures funded
11 by non-Federal funds, as determined
12 by the Secretary.

13 “(B) FURTHER ASSISTANCE.—Dwelling
14 units weatherized or partially weatherized under
15 this part, or under other Federal programs—

16 “(i) may not receive further financial
17 assistance for weatherization under this
18 part until the date that is 15 years after
19 the date on which the previous weatheriza-
20 tion was completed; and

21 “(ii) may receive further financial as-
22 sistance for weatherization under this part
23 for the purpose of providing an interim
24 service.”.

1 (g) ANNUAL REPORT.—Section 421 of the Energy
2 Conservation and Production Act (42 U.S.C. 6871) is
3 amended in the second sentence by inserting “the number
4 of multifamily buildings in which individual dwelling units
5 were weatherized during the previous year, the number of
6 individual dwelling units in multifamily buildings weather-
7 ized during the previous year,” after “the average size of
8 the dwellings being weatherized,”.

9 (h) REAUTHORIZATION OF WAP.—Section 422 of the
10 Energy Conservation and Production Act (42 U.S.C.
11 6872) is amended in the matter preceding paragraph (1)
12 by striking “appropriated” and all that follows through
13 “2012..” in paragraph (5) and inserting “appropriated
14 \$350,000,000 for each of fiscal years 2021 through
15 2025.”.

16 (i) WAIVER STUDY.—

17 (1) IN GENERAL.—It is the sense of Congress
18 that, to the maximum extent practicable, the Sec-
19 retary should coordinate with the Director of the Of-
20 fice of Management and Budget to grant waivers of
21 requirements under section 200.313 of title 2, Code
22 of Federal Regulations (or successor regulations), to
23 better leverage private sector funds for the purposes
24 of using funding awarded under the Weatherization
25 Assistance Program for Low-Income Persons estab-

1 lished under part A of title IV of the Energy Con-
2 servation and Production Act (42 U.S.C. 6861 et
3 seq.).

4 (2) STUDY.—Not more than 180 days after the
5 date of enactment of this Act, the Secretary shall
6 submit to the relevant committees of Congress a re-
7 port that describes—

8 (A) each waiver that has been requested
9 under paragraph (1) after September 30, 2010;
10 and

11 (B) the determination of the Secretary and
12 the Director of the Office of Management and
13 Budget regarding each waiver described in sub-
14 paragraph (A).

15 **Subtitle B—Renewable Energy**

16 **SEC. 1201. HYDROELECTRIC PRODUCTION INCENTIVES** 17 **AND EFFICIENCY IMPROVEMENTS.**

18 (a) HYDROELECTRIC PRODUCTION INCENTIVES.—
19 Section 242 of the Energy Policy Act of 2005 (42 U.S.C.
20 15881) is amended—

21 (1) in subsection (b), by striking paragraph (1)
22 and inserting the following:

23 “(1) QUALIFIED HYDROELECTRIC FACILITY.—
24 The term ‘qualified hydroelectric facility’ means a