

S.L.C.  
*Joe Neuberger*

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To reduce funding for assistance for latest and zero building energy code adoption and to provide funding for Bureau of Land Management permitting activities.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

**AMENDMENT NO 5454**

By Murkowski I of S. Con.  
To: Amndt No 5194  
\_\_\_\_\_ and  
4  
Page(s) nted

GPO: 2010 63-070 (mac)

MURKOWSKI  
to the amendment (No. 5194) proposed by  
Mr. Schumer

Viz:

- 1 Strike section 50131 and insert the following:
- 2 **SEC. 50131. ASSISTANCE FOR LATEST AND ZERO BUILDING**
- 3 **ENERGY CODE ADOPTION; BLM PERMITTING**
- 4 **ACTIVITIES.**
- 5 (a) ASSISTANCE FOR LATEST AND ZERO BUILDING
- 6 ENERGY CODE ADOPTION.—
- 7 (1) APPROPRIATION.—In addition to amounts
- 8 otherwise available, there are appropriated to the
- 9 Secretary for fiscal year 2022, out of any money in
- 10 the Treasury not otherwise appropriated—

1 (A) \$330,000,000, to remain available  
2 through September 30, 2029, to carry out ac-  
3 tivities under part D of title III of the Energy  
4 Policy and Conservation Act (42 U.S.C. 6321  
5 through 6326) in accordance with paragraph  
6 (2); and

7 (B) \$270,000,000, to remain available  
8 through September 30, 2029, to carry out ac-  
9 tivities under part D of title III of the Energy  
10 Policy and Conservation Act (42 U.S.C. 6321  
11 through 6326) in accordance with paragraph  
12 (3).

13 (2) LATEST BUILDING ENERGY CODE.—The  
14 Secretary shall use funds made available under para-  
15 graph (1)(A) for grants to assist States, and units  
16 of local government that have authority to adopt  
17 building codes—

18 (A) to adopt—

19 (i) a building energy code (or codes)  
20 for residential buildings that meets or ex-  
21 ceeds the 2021 International Energy Con-  
22 servation Code, or achieves equivalent or  
23 greater energy savings;

24 (ii) a building energy code (or codes)  
25 for commercial buildings that meets or ex-

1 ceeds the ANSI/ASHRAE/IES Standard  
2 90.1–2019, or achieves equivalent or great-  
3 er energy savings; or

4 (iii) any combination of building en-  
5 ergy codes described in clause (i) or (ii);  
6 and

7 (B) to implement a plan for the jurisdic-  
8 tion to achieve full compliance with any build-  
9 ing energy code adopted under subparagraph  
10 (A) in new and renovated residential or com-  
11 mercial buildings, as applicable, which plan  
12 shall include active training and enforcement  
13 programs and measurement of the rate of com-  
14 pliance each year.

15 (3) ZERO ENERGY CODE.—The Secretary shall  
16 use funds made available under paragraph (1)(B)  
17 for grants to assist States, and units of local govern-  
18 ment that have authority to adopt building codes—

19 (A) to adopt a building energy code (or  
20 codes) for residential and commercial buildings  
21 that meets or exceeds the zero energy provisions  
22 in the 2021 International Energy Conservation  
23 Code or an equivalent stretch code; and

24 (B) to implement a plan for the jurisdic-  
25 tion to achieve full compliance with any build-

1 ing energy code adopted under subparagraph  
2 (A) in new and renovated residential and com-  
3 mercial buildings, which plan shall include ac-  
4 tive training and enforcement programs and  
5 measurement of the rate of compliance each  
6 year.

7 (4) STATE MATCH.—The State cost share re-  
8 quirement under the item relating to “Department  
9 of Energy—Energy Conservation” in title II of the  
10 Department of the Interior and Related Agencies  
11 Appropriations Act, 1985 (42 U.S.C. 6323a; 98  
12 Stat. 1861), shall not apply to assistance provided  
13 under this subsection.

14 (5) ADMINISTRATIVE COSTS.—Of the amounts  
15 made available under this subsection, the Secretary  
16 shall reserve 5 percent for administrative costs nec-  
17 essary to carry out this subsection.

18 (b) BLM PERMITTING.—In addition to amounts oth-  
19 erwise available, there is appropriated to the Secretary of  
20 the Interior for fiscal year 2022, out of any money in the  
21 Treasury not otherwise appropriated, \$400,000,000, to re-  
22 main available through September 30, 2026, for the Bu-  
23 reau of Land Management to finalize outstanding permit-  
24 ting activities for projects that would facilitate access to  
25 nickel and cobalt deposits.