(A) a State;
(B) the District of Columbia;
(C) the Commonwealth of Puerto Rico; and
(D) any other territory or possession of the United States.


**Effective Date**
Section effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110–140, set out as a note under section 1824 of Title 2, The Congress.

§ 17152. Energy Efficiency and Conservation Block Grant Program

(a) Establishment
The Secretary shall establish a program, to be known as the “Energy Efficiency and Conservation Block Grant Program”, under which the Secretary shall provide grants to eligible entities in accordance with this part.

(b) Purpose
The purpose of the program shall be to assist eligible entities in implementing strategies—
1. to reduce fossil fuel emissions created as a result of activities within the jurisdictions of eligible entities in a manner that—
(A) is environmentally sustainable; and
(B) to the maximum extent practicable, maximizes benefits for local and regional communities;
2. to reduce the total energy use of the eligible entities; and
3. to improve energy efficiency in—
(A) the transportation sector;
(B) the building sector; and
(C) other appropriate sectors.


**Effective Date**
Section effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110–140, set out as a note under section 1824 of Title 2, The Congress.

§ 17153. Allocation of funds

(a) In general
Of amounts made available to provide grants under this part for each fiscal year, the Secretary shall allocate—
1. 34 percent to eligible units of local government—alternative 1, in accordance with subsection (b);
2. 34 percent to eligible units of local government—alternative 2, in accordance with subsection (b);
3. 28 percent to States in accordance with subsection (c);
4. 2 percent to Indian tribes in accordance with subsection (d); and
5. 2 percent for competitive grants under section 17156 of this title.

(b) Eligible units of local government
Of amounts available for distribution to eligible units of local government under subsection (a)(1) or (2), the Secretary shall provide grants to eligible units of local government under this section based on a formula established by the Secretary according to—
1. the populations served by the eligible units of local government, according to the latest available decennial census; and
2. the daytime populations of the eligible units of local government and other similar factors (such as square footage of commercial, office, and industrial space), as determined by the Secretary.

(c) States
Of amounts available for distribution to States under subsection (a)(2), the Secretary shall provide—
1. not less than 1.25 percent to each State; and
2. the remainder among the States, based on a formula to be established by the Secretary that takes into account—
(A) the population of each State; and
(B) any other criteria that the Secretary determines to be appropriate.

(d) Indian tribes
Of amounts available for distribution to Indian tribes under subsection (a)(3), the Secretary shall establish a formula for allocation of the amounts to Indian tribes, taking into account any factors that the Secretary determines to be appropriate.

(e) Publication of allocation formulas
Not later than 90 days before the beginning of each fiscal year for which grants are provided under this part, the Secretary shall publish in the Federal Register the formulas for allocation established under this section.

(f) State and local advisory committee
The Secretary shall establish a State and local advisory committee to advise the Secretary regarding administration, implementation, and evaluation of the program.


**Amendments**
2009—Subsec. (a)(1). Pub. L. 111–5, § 404(a)(2), added par. (1) and struck out former par. (1) which read as follows: “68 percent to eligible units of local government in accordance with subsection (b)”;—
Subsec. (a)(2) to (5). Pub. L. 111–5, § 404(a), added par. (2) and redesignated former pars. (2) to (4) as (3) to (5), respectively.
Subsec. (b). Pub. L. 111–5, § 404(b), substituted “subsection (a)(1) or (2)” for “subsection (a)(1)” in introductory provisions.

**Effective Date**
Section effective on the date that is 1 day after Dec. 19, 2007, see section 1601 of Pub. L. 110–140, set out as a note under section 1824 of Title 2, The Congress.

§ 17154. Use of funds
An eligible entity may use a grant received under this part to carry out activities to achieve the purposes of the program, including—
1. development and implementation of an energy efficiency and conservation strategy under section 17155(b) of this title;
2. retaining technical consultant services to assist the eligible entity in the development of such a strategy, including—