

- (3) \$10,068,198,994 for fiscal year 2025;
- (4) \$10,468,916,520 for fiscal year 2026; and
- (5) \$10,831,342,317 for fiscal year 2027.

(Pub. L. 115-246, title III, §317, as added Pub. L. 117-167, div. B, title I, §10112(a), Aug. 9, 2022, 136 Stat. 1464.)

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§ 18701. Definitions

In this division:

(1) Department

The term “Department” means the Department of Energy.

(2) Indian Tribe

The term “Indian Tribe” has the meaning given the term in section 5304 of title 25.

(3) Secretary

The term “Secretary” means the Secretary of Energy.

(Pub. L. 117-58, div. D, §40001, Nov. 15, 2021, 135 Stat. 923.)

Editorial Notes

REFERENCES IN TEXT

This division, referred to in text, is div. D of Pub. L. 117-58, Nov. 15, 2021, 135 Stat. 923, which enacted this

chapter and enacted and amended numerous other sections and notes in the Code. For complete classification of div. D to the Code, see Tables.

Statutory Notes and Related Subsidiaries

WAGE RATE REQUIREMENTS

For provisions relating to rates of wages to be paid to laborers and mechanics on projects for construction, alteration, or repair work funded under div. D or an amendment by div. D of Pub. L. 117-58, including authority of Secretary of Labor, see section 18851 of this title.

SUBCHAPTER I—GRID INFRASTRUCTURE AND RESILIENCY

PART A—GRID INFRASTRUCTURE RESILIENCY AND RELIABILITY

§ 18711. Preventing outages and enhancing the resilience of the electric grid

(a) Definitions

In this section:

(1) Disruptive event

The term “disruptive event” means an event in which operations of the electric grid are disrupted, preventively shut off, or cannot operate safely due to extreme weather, wildfire, or a natural disaster.

(2) Eligible entity

The term “eligible entity” means—

- (A) an electric grid operator;
- (B) an electricity storage operator;
- (C) an electricity generator;
- (D) a transmission owner or operator;
- (E) a distribution provider;
- (F) a fuel supplier; and
- (G) any other relevant entity, as determined by the Secretary.

(3) Natural disaster

The term “natural disaster” has the meaning given the term in section 5195a(a) of this title.

(4) Power line

The term “power line” includes a transmission line or a distribution line, as applicable.

(5) Program

The term “program” means the program established under subsection (b).

(b) Establishment of program

Not later than 180 days after November 15, 2021, the Secretary shall establish a program under which the Secretary shall make grants to eligible entities, States, and Indian Tribes in accordance with this section.

(c) Grants to eligible entities

(1) In general

The Secretary may make a grant under the program to an eligible entity to carry out activities that—

- (A) are supplemental to existing hardening efforts of the eligible entity planned for any given year; and
- (B)(i) reduce the risk of any power lines owned or operated by the eligible entity causing a wildfire; or

(ii) increase the ability of the eligible entity to reduce the likelihood and consequences of disruptive events.

(2) Application

(A) In general

An eligible entity desiring a grant under the program shall submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require.

(B) Requirement

As a condition of receiving a grant under the program, an eligible entity shall submit to the Secretary, as part of the application of the eligible entity submitted under subparagraph (A), a report detailing past, current, and future efforts by the eligible entity to reduce the likelihood and consequences of disruptive events.

(3) Limitation

The Secretary may not award a grant to an eligible entity in an amount that is greater than the total amount that the eligible entity has spent in the previous 3 years on efforts to reduce the likelihood and consequences of disruptive events.

(4) Priority

In making grants to eligible entities under the program, the Secretary shall give priority to projects that, in the determination of the Secretary, will generate the greatest community benefit (whether rural or urban) in reducing the likelihood and consequences of disruptive events.

(5) Small utilities set aside

The Secretary shall ensure that not less than 30 percent of the amounts made available to eligible entities under the program are made available to eligible entities that sell not more than 4,000,000 megawatt hours of electricity per year.

(d) Grants to States and Indian Tribes

(1) In general

The Secretary, in accordance with this subsection, may make grants under the program to States and Indian Tribes, which each State or Indian Tribe may use to award grants to eligible entities.

(2) Annual application

(A) In general

For each fiscal year, to be eligible to receive a grant under this subsection, a State or Indian Tribe shall submit to the Secretary an application that includes a plan described in subparagraph (B).

(B) Plan required

A plan prepared by a State or Indian Tribe for purposes of an application described in subparagraph (A) shall—

- (i) describe the criteria and methods that will be used by the State or Indian Tribe to award grants to eligible entities;
- (ii) be adopted after notice and a public hearing; and
- (iii) describe the proposed funding distributions and recipients of the grants to be provided by the State or Indian Tribe.