

117TH CONGRESS  
1ST SESSION

# H. R. 2369

To require the Secretary of Energy to establish a program to provide rebates for expenditures for energy efficient electrotechnologies that are used to replace fossil fuel-fired technologies, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 5, 2021

Mr. NORCROSS (for himself and Mr. MCKINLEY) introduced the following bill;  
which was referred to the Committee on Energy and Commerce

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## A BILL

To require the Secretary of Energy to establish a program to provide rebates for expenditures for energy efficient electrotechnologies that are used to replace fossil fuel-fired technologies, 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,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Strengthening Manu-  
5       facturing in America through Responsible Transitions to  
6       Electric Act” or the “SMART Electric Act”.

1 **SEC. 2. REBATE PROGRAM FOR ENERGY EFFICIENT**  
2 **ELECTROTECHNOLOGIES.**

3 (a) DEFINITIONS.—In this section:

4 (1) ENERGY EFFICIENT  
5 ELECTROTECHNOLOGY.—The term “energy efficient  
6 electrotechnology” means—

7 (A) any electric technology that, when used  
8 instead of a fossil fuel-fired technology in an in-  
9 dustrial process results in—

10 (i) energy efficiency, or production ef-  
11 ficiency, gains; or

12 (ii) environmental benefits; or

13 (B) any electric technology that, when used  
14 instead of a fossil fuel-fired technology in an in-  
15 dustrial application results in—

16 (i) improvements in on-site logistics or  
17 material handling; and

18 (ii) energy efficiency gains and envi-  
19 ronmental benefits.

20 (2) QUALIFIED ENTITY.—The term “qualified  
21 entity” means an industrial or manufacturing facil-  
22 ity, commercial building, or a utility or energy serv-  
23 ice company.

24 (3) SECRETARY.—The term “Secretary” means  
25 the Secretary of Energy.

1       (b) ESTABLISHMENT.—Not later than 90 days after  
2 the date of enactment of this Act, the Secretary shall es-  
3 tablish a program to provide rebates in accordance with  
4 this section.

5       (c) REBATES.—The Secretary may provide a rebate  
6 under the program established under subsection (b) to the  
7 owner or operator of a qualified entity for expenditures  
8 made by the owner or operator of the qualified entity for  
9 an energy efficient electrotechnology that is used to re-  
10 place a fossil fuel-fired technology.

11       (d) REQUIREMENTS.—To be eligible to receive a re-  
12 bate under this section, the owner or operator of a quali-  
13 fied entity shall submit to the Secretary an application  
14 demonstrating—

15               (1) that the owner or operator of the qualified  
16 entity purchased an energy efficient electrotechnolo-  
17 gy;

18               (2) the energy efficiency gains, production effi-  
19 ciency gains, and environmental benefits, as applica-  
20 ble, resulting from use of the energy efficient elec-  
21 trotechnology—

22                       (A) as measured by a qualified professional  
23 or verified by the energy efficient electrotech-  
24 nology manufacturer, as applicable; or

25                       (B) as determined by the Secretary;

1           (3) that the fossil fuel-fired technology replaced  
2       by the energy efficient electrotechnology has been  
3       permanently decommissioned and scrapped; and

4           (4) that all laborers and mechanics who were  
5       involved in the installation or maintenance, or con-  
6       struction or renovation to support such installation  
7       or maintenance, of the energy efficient electrotech-  
8       nology, or the decommissioning and scrapping of the  
9       fossil fuel-fired technology replaced by the energy ef-  
10      ficient electrotechnology, and who were employed by  
11      the owner or operator of the qualified entity, or con-  
12      tractors or subcontractors at any tier thereof, were  
13      paid wages at rates not less than those prevailing on  
14      projects of a character similar in the locality as de-  
15      termined by the Secretary of Labor in accordance  
16      with subchapter IV of chapter 31 of title 40, United  
17      States Code (commonly referred to as the “Davis-  
18      Bacon Act”).

19      (e) LIMITATION.—The Secretary may not provide a  
20      rebate under the program established under subsection (b)  
21      to an owner or operator of a qualified entity for expendi-  
22      tures made by the owner or operator of the qualified entity  
23      for an energy efficient electrotechnology that is used to  
24      replace a fossil fuel-fired technology if the Secretary deter-

1 mines that such expenditures were necessary for the owner  
2 or operator to comply with Federal or State law.

3 (f) AUTHORIZED AMOUNT OF REBATE.—The amount  
4 of a rebate provided under this section shall be not less  
5 than 30 percent, and not more than 50 percent, of the  
6 overall cost of the energy efficient electrotechnology, in-  
7 cluding installation costs.

8 (g) AUTHORIZATION OF APPROPRIATIONS.—There is  
9 authorized to be appropriated to carry out this section  
10 \$100,000,000 for each of fiscal years 2022 through 2026.

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