

**(b) Applications**

To be eligible to receive a grant under this section, a unit of local government or consortia shall submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require, including a plan of the unit of local government to carry out an activity described in section 17154 of this title.

**(c) Priority**

In providing grants under this section, the Secretary shall give priority to units of local government—

- (1) located in States with populations of less than 2,000,000; or
- (2) that plan to carry out projects that would result in significant energy efficiency improvements or reductions in fossil fuel use.

(Pub. L. 110-140, title V, §546, Dec. 19, 2007, 121 Stat. 1673.)

**§ 17157. Review and evaluation****(a) In general**

The Secretary may review and evaluate the performance of any eligible entity that receives a grant under the program, including by conducting an audit, as the Secretary determines to be appropriate.

**(b) Withholding of funds**

The Secretary may withhold from an eligible entity any portion of a grant to be provided to the eligible entity under the program if the Secretary determines that the eligible entity has failed to achieve compliance with—

- (1) any applicable guideline or regulation of the Secretary relating to the program, including the misuse or misappropriation of funds provided under the program; or
- (2) the energy efficiency and conservation strategy of the eligible entity.

(Pub. L. 110-140, title V, §547, Dec. 19, 2007, 121 Stat. 1674.)

**§ 17158. Funding****(a) Authorization of appropriations****(1) Grants**

There is authorized to be appropriated to the Secretary for the provision of grants under the program \$2,000,000,000 for each of fiscal years 2008 through 2012.

**(2) Administrative costs**

There are authorized to be appropriated to the Secretary for administrative expenses of the program—

- (A) \$20,000,000 for each of fiscal years 2008 and 2009;
- (B) \$25,000,000 for each of fiscal years 2010 and 2011; and
- (C) \$30,000,000 for fiscal year 2012.

**(b) Maintenance of funding**

The funding provided under this section shall supplement (and not supplant) other Federal funding provided under—

- (1) a State energy conservation plan established under part D of title III of the Energy

Policy and Conservation Act (42 U.S.C. 6321 et seq.); or

- (2) the Weatherization Assistance Program for Low-Income Persons established under part A of title IV of the Energy Conservation and Production Act (42 U.S.C. 6861 et seq.).

(Pub. L. 110-140, title V, §548, Dec. 19, 2007, 121 Stat. 1674; Pub. L. 111-5, div. A, title IV, §404(c), Feb. 17, 2009, 123 Stat. 143.)

## REFERENCES IN TEXT

The Energy Policy and Conservation Act, referred to in subsec. (b)(1), is Pub. L. 94-163, Dec. 22, 1975, 89 Stat. 871. Part D of title III of the Act is classified generally to part B (§6321 et seq.) of subchapter III of chapter 77 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 6201 of this title and Tables.

The Energy Conservation and Production Act, referred to in subsec. (b)(2), is Pub. L. 94-385, Aug. 14, 1976, 90 Stat. 1125. Part A of title IV of the Act is classified generally to part A (§6861 et seq.) of subchapter III of chapter 81 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 6801 of this title and Tables.

## AMENDMENTS

2009—Subsec. (a)(1). Pub. L. 111-5 struck out “; provided that 49 percent of the appropriated funds shall be distributed using the definition of eligible unit of local government-alternative 1 in section 17151(3)(A) of this title and 49 percent of the appropriated funds shall be distributed using the definition of eligible unit of local government-alternative 2 in section 17151(3)(B) of this title” after “2012”.

## SUBCHAPTER V—ACCELERATED RESEARCH AND DEVELOPMENT

## PART A—SOLAR ENERGY

**§ 17171. Thermal energy storage research and development program****(a) Establishment**

The Secretary shall establish a program of research and development to provide lower cost and more viable thermal energy storage technologies to enable the shifting of electric power loads on demand and extend the operating time of concentrating solar power electric generating plants.

**(b) Authorization of appropriations**

There are authorized to be appropriated to the Secretary for carrying out this section \$5,000,000 for fiscal year 2008, \$7,000,000 for fiscal year 2009, \$9,000,000 for fiscal year 2010, \$10,000,000 for fiscal year 2011, and \$12,000,000 for fiscal year 2012.

(Pub. L. 110-140, title VI, §602, Dec. 19, 2007, 121 Stat. 1674.)

## SHORT TITLE

This part known as the “Solar Energy Research and Advancement Act of 2007”, see Short Title note set out under section 17001 of this title.

**§ 17172. Solar energy curriculum development and certification grants****(a) Establishment**

The Secretary shall establish in the Office of Solar Energy Technologies a competitive grant program to create and strengthen solar industry