

Trade, and section 2621 of Title 16, Conservation, and enacted provisions set out as a note under section 8259b of this title. For complete classification of title V to the Code, see Tables.

PART C—ENERGY EFFICIENCY AND
CONSERVATION BLOCK GRANTS

§ 17151. Definitions

In this part:

(1) Eligible entity

The term “eligible entity” means—

- (A) a State;
- (B) an eligible unit of local government; and
- (C) an Indian tribe.

(2) Eligible unit of local government

The term “eligible unit of local government” means—

- (A) an eligible unit of local government-alternative 1; and
- (B) an eligible unit of local government-alternative 2.

(3)(A) Eligible unit of local government-alternative 1

The term “eligible unit of local government-alternative 1” means—

- (i) a city with a population—
 - (I) of at least 35,000; or
 - (II) that causes the city to be 1 of the 10 highest-populated cities of the State in which the city is located; and
- (ii) a county with a population—
 - (I) of at least 200,000; or
 - (II) that causes the county to be 1 of the 10 highest-populated counties of the State in which the county is located.

(B) Eligible unit of local government-alternative 2

The term “eligible unit of local government-alternative 2” means—

- (i) a city with a population of at least 50,000; or
- (ii) a county with a population of at least 200,000.

(4) Indian tribe

The term “Indian tribe” has the meaning given the term in section 450b of title 25.

(5) Program

The term “program” means the Energy Efficiency and Conservation Block Grant Program established under section 17152(a) of this title.

(6) State

The term “State” means—

- (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.

(Pub. L. 110-140, title V, §541, Dec. 19, 2007, 121 Stat. 1667.)

§ 17152. Energy Efficiency and Conservation Block Grant Program

(a) Establishment

The Secretary shall establish a program, to be known as the “Energy Efficiency and Conserva-

tion 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.

(Pub. L. 110-140, title V, §542, Dec. 19, 2007, 121 Stat. 1668.)

§ 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 Sec-