

under title I of the Ethics in Government Act of 1978 (5 U.S.C. App.).

(Added Pub. L. 101-510, div. A, title XVIII, §1801(a)(1), Nov. 5, 1990, 104 Stat. 1756; amended Pub. L. 102-190, div. A, title II, §257(b), Dec. 5, 1991, 105 Stat. 1331; Pub. L. 105-85, div. A, title III, §341, Nov. 18, 1997, 111 Stat. 1686; Pub. L. 106-398, §1 [[div. A], title III, §313(a)], Oct. 30, 2000, 114 Stat. 1654, 1654A-55.)

### Editorial Notes

#### REFERENCES IN TEXT

The Ethics in Government Act of 1978, referred to in subsec. (h), is Pub. L. 95-521, Oct. 26, 1978, 92 Stat. 1824, as amended. Title I of the Act is set out in the Appendix to Title 5, Government Organization and Employees. For complete classification of this Act to the Code, see Short Title note set out under section 101 of Pub. L. 95-521 in the Appendix to Title 5 and Tables.

#### AMENDMENTS

2000—Subsecs. (h), (i). Pub. L. 106-398 redesignated subsec. (i) as (h) and struck out former subsec. (h) which read as follows: “Not later than March 15 of each year, the Advisory Board shall submit to the Congress an annual report setting forth its actions during the year preceding the year in which the report is submitted and any recommendations, including recommendations on projects, programs, and information exchange and recommendations for legislation, that the Advisory Board considers appropriate regarding the Strategic Environmental Research and Development Program.”

1997—Subsec. (b)(4). Pub. L. 105-85 substituted “not less than two and not more than four” for “three years”.

1991—Subsec. (a). Pub. L. 102-190, §257(b)(1), substituted “14 members” for “13 members”.

Subsec. (b)(1). Pub. L. 102-190, §257(b)(2), added par. (1) and struck out former par. (1) which read as follows: “The Science Advisor to the President, or his designee, shall be a permanent member of the Advisory Board.”

### Statutory Notes and Related Subsidiaries

#### INITIAL APPOINTMENTS OF ADVISORY BOARD MEMBERS

Pub. L. 101-510, div. A, title XVIII, §1801(b), Nov. 5, 1990, 104 Stat. 1757, directed Secretary of Defense and Secretary of Energy to make the appointments required by 10 U.S.C. 2904(a) not later than 60 days after Nov. 5, 1990, and provided that up to one-half of the members originally appointed to the Strategic Environmental Research and Development Program Scientific Advisory Board could be appointed for terms of not more than six and not less than two years in order to provide for staggered expiration of the terms of members.

#### FIRST ANNUAL REPORT OF ADVISORY BOARD

Pub. L. 101-510, div. A, title XVIII, §1801(d), Nov. 5, 1990, 104 Stat. 1758, directed that first annual report of the Strategic Environmental Research and Development Program Scientific Advisory Board be submitted not later than Mar. 15, 1992.

#### TERMINATION OF ADVISORY BOARDS

Advisory boards established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a board established by the President or an officer of the Federal Government, such board is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a board established by the Congress, its duration is otherwise provided for by law. See sections 3(2) and 14 of Pub. L.

92-463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

## CHAPTER 173—ENERGY SECURITY

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I. Energy Security Activities .....	2911
II. Energy-Related Procurement .....	2922
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#### AMENDMENTS

2011—Pub. L. 112-81, div. B, title XXVIII, §2821(a)(2)(A), Dec. 31, 2011, 125 Stat. 1691, substituted “2924” for “2925” in item III.

2011—Pub. L. 111-383, div. A, title X, §1075(b)(47), Jan. 7, 2011, 124 Stat. 4371, inserted “Sec.” above “2911”.

### SUBCHAPTER I—ENERGY SECURITY ACTIVITIES

Sec.	
2911.	Energy policy of the Department of Defense.
2912.	Availability and use of energy cost savings.
2913.	Energy savings contracts and activities.
2914.	Military construction projects for energy resilience, energy security, and energy conservation.
2915.	Facilities: use of renewable forms of energy and energy efficient products.
2916.	Sale of electricity from alternate energy and cogeneration production facilities.
2917.	Development of geothermal energy on military lands.
2918.	Fuel sources for heating systems; prohibition on converting certain heating facilities.
2919.	Department of Defense participation in programs for management of energy demand or reduction of energy usage during peak periods.
2920.	Energy resilience and energy security measures on military installations.
2921.	Energy efficiency targets for data centers.

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#### AMENDMENTS

2021—Pub. L. 117-81, div. A, title III, §312(a)(2), Dec. 27, 2021, 135 Stat. 1628, added item 2921.

Pub. L. 116-283, div. A, title III, §316(b), div. B, title XXVIII, §2805(b), Jan. 1, 2021, 134 Stat. 3519, 4322, added items 2914 and 2920 and struck out former item 2914 “Energy resilience and conservation construction projects”.

2019—Pub. L. 116-92, div. A, title XVII, §1731(a)(59), Dec. 20, 2019, 133 Stat. 1815, which directed amendment of the analysis at the beginning of this chapter by substituting “Energy resilience and conservation construction projects” for “Energy resiliency and conservation construction projects” in item 2914, was executed in the analysis for this subchapter to reflect the probable intent of Congress.

2018—Pub. L. 115-232, div. A, title X, §1081(c)(6), Aug. 13, 2018, 132 Stat. 1985, made technical amendment to directory language of Pub. L. 115-91, §2831(b), effective as of Dec. 12, 2017, and as if included in Pub. L. 115-91 as enacted. See 2017 Amendment note below.

2017—Pub. L. 115-91, div. B, title XXVIII, §2831(b), Dec. 12, 2017, 131 Stat. 1857, as amended by Pub. L. 115-232, div. A, title X, §1081(c)(6), Aug. 13, 2018, 132 Stat. 1985, which directed amendment of the analysis at the beginning of this chapter by adding item 2911 and striking out former item 2911 “Energy performance goals and master plan for the Department of Defense”, was executed in the analysis for this subchapter to reflect the probable intent of Congress.

2016—Pub. L. 114-328, div. B, title XXVIII, §2805(a)(2), Dec. 23, 2016, 130 Stat. 2714, which directed amendment