

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 4690**

OFFERED BY M .

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Reliable Federal Infra-
3 structure Act”.

4 SEC. 2. REVISED FEDERAL BUILDING ENERGY EFFICIENCY

5 PERFORMANCE STANDARDS.

(a) IN GENERAL.—Section 305(a)(3)(D)(i) of the Energy Conservation and Production Act (42 U.S.C. 6834(a)(3)(D)(i)) is amended—

9 (1) by striking subclauses (I) and (II); and

(2) in subclause (III), by inserting after the third sentence the following: “The certification system and level may not prohibit a building from obtaining a certification as a green building or high-performance green building solely based on direct or indirect consumption of fossil fuels.”.

16 (b) STANDARDS.—

(1) REPEAL OF CERTAIN STANDARDS.—Subpart B of part 435, and subpart B of part 433, of

1 title 10, Code of Federal Regulations, as in effect on
2 the day before the date of enactment of this Act,
3 shall have no force or effect.

4 (2) TRANSITION.—Until such time as the Sec-
5 retary of Energy issues new or revised regulations
6 pursuant to subsection (d) relating to the revised
7 Federal building energy efficiency performance
8 standards under section 305(a)(3)(D) of the Energy
9 Conservation and Production Act (42 U.S.C.
10 6834(a)(3)(D)) to carry out the amendments made
11 by subsection (a)(1) of this section, such section
12 305(a)(3)(D) shall be implemented as though the re-
13 quirements of subclauses (I) and (II) of clause (i) of
14 such section 305(a)(3)(D) (as in effect on the day
15 before the date of enactment of this Act) had never
16 taken effect.

17 (c) CONFORMING AMENDMENT.—Section 436(h) of
18 the Energy Independence and Security Act of 2007 (42
19 U.S.C. 17092(h)) is amended by adding at the end the
20 following:

21 “(3) PROHIBITION.—The system identified
22 under paragraph (1) may not prohibit a building
23 from obtaining a certification as a green building or
24 high-performance green building solely based on di-
25 rect or indirect consumption of fossil fuels.”.

1 (d) REVISION OF REGULATIONS.—Not later than 180
2 days after the date of enactment of this Act, the Secretary
3 of Energy shall issue such new or revised regulations as
4 the Secretary determines necessary to carry out the
5 amendments made by this Act.

