

109TH CONGRESS } <i>1st Session</i>	HOUSE OF REPRESENTATIVES SENATE	{ REPORT 109-____
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ENERGY POLICY ACT OF 2005

_____, 2005.—Ordered to be printed

_____, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany H.R. 6]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 6), to ensure jobs for our future with secure, affordable, and reliable energy, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Energy Policy Act of 2005”.

4 (b) TABLE OF CONTENTS.—The table of contents of
5 this Act is as follows:

TITLE I—ENERGY EFFICIENCY

Subtitle A—Federal Programs

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Subtitle C—Boutique Fuels

Sec. 1541. Reducing the proliferation of boutique fuels.

TITLE XVI—CLIMATE CHANGE

Subtitle A—National Climate Change Technology Deployment

Sec. 1601. Greenhouse gas intensity reducing technology strategies.

Subtitle B—Climate Change Technology Deployment in Developing Countries

Sec. 1611. Climate change technology deployment in developing countries.

TITLE XVII—INCENTIVES FOR INNOVATIVE TECHNOLOGIES

Sec. 1701. Definitions.

Sec. 1702. Terms and conditions.

Sec. 1703. Eligible projects.

Sec. 1704. Authorization of appropriations.

TITLE XVIII—STUDIES

Sec. 1801. Study on inventory of petroleum and natural gas storage.

Sec. 1802. Study of energy efficiency standards.

Sec. 1803. Telecommuting study.

Sec. 1804. LIHEAP Report.

Sec. 1805. Oil bypass filtration technology.

Sec. 1806. Total integrated thermal systems.

Sec. 1807. Report on energy integration with Latin America.

Sec. 1808. Low-volume gas reservoir study.

Sec. 1809. Investigation of gasoline prices.

Sec. 1810. Alaska natural gas pipeline.

Sec. 1811. Coal bed methane study.

Sec. 1812. Backup fuel capability study.

Sec. 1813. Indian land rights-of-way.

Sec. 1814. Mobility of scientific and technical personnel.

Sec. 1815. Interagency review of competition in the wholesale and retail markets for electric energy.

Sec. 1816. Study of rapid electrical grid restoration.

Sec. 1817. Study of distributed generation.

Sec. 1818. Natural gas supply shortage report.

Sec. 1819. Hydrogen participation study.

Sec. 1820. Overall employment in a hydrogen economy.

Sec. 1821. Study of best management practices for energy research and development programs.

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1 **SEC. 1813. INDIAN LAND RIGHTS-OF-WAY.**

2 (a) STUDY.—

3 (1) IN GENERAL.—The Secretary and the Sec-
4 retary of the Interior (referred to in this section as
5 the “Secretaries”) shall jointly conduct a study of
6 issues regarding energy rights-of-way on tribal land
7 (as defined in section 2601 of the Energy Policy Act
8 of 1992 (as amended by section 503)) (referred to
9 in this section as “tribal land”).

10 (2) CONSULTATION.—In conducting the study
11 under paragraph (1), the Secretaries shall consult
12 with Indian tribes, the energy industry, appropriate
13 governmental entities, and affected businesses and
14 consumers.

15 (b) REPORT.—Not later than 1 year after the date
16 of enactment of this Act, the Secretaries shall submit to
17 Congress a report on the findings of the study,
18 including—

19 (1) an analysis of historic rates of compensation
20 paid for energy rights-of-way on tribal land;

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1 (2) recommendations for appropriate standards
2 and procedures for determining fair and appropriate
3 compensation to Indian tribes for grants, expan-
4 sions, and renewals of energy rights-of-way on tribal
5 land;

6 (3) an assessment of the tribal self-determina-
7 tion and sovereignty interests implicated by applica-
8 tions for the grant, expansion, or renewal of energy
9 rights-of-way on tribal land; and

10 (4) an analysis of relevant national energy
11 transportation policies relating to grants, expan-
12 sions, and renewals of energy rights-of-way on tribal
13 land.

14 **SEC. 1814. MOBILITY OF SCIENTIFIC AND TECHNICAL PER-**
15 **SONNEL.**

16 Not later than 2 years after the date of enactment
17 of this section, the Secretary shall transmit to Congress
18 a report that—

19 (1) identifies any policies or procedures of a
20 contractor operating a National Laboratory or sin-
21 gle-purpose research facility that create disincentives