

“(b) Notwithstanding any other provision of law, the duties and responsibilities of the Secretary of the Treasury under subtitle J of part B of title I of the Energy Security Act [42 U.S.C. 8791 to 8793] or this Act [see Tables for classification] may not be transferred to any other Federal department or agency.

“(c) Notwithstanding such termination of the Corporation, the Advisory Committee established under section 123 of the Energy Security Act (42 U.S.C. 8719) shall remain in effect to advise the Secretary of the Treasury regarding the administration of any contract or obligation of the Corporation pursuant to subtitle D of part B of title I of such Act [42 U.S.C. 8731 to 8740].

“(d) To the extent that the Secretary of the Treasury may be required to take an action under section 131(q) of the Energy Security Act [42 U.S.C. 8731(q)] in connection with an award or commitment of financial assistance under such Act [Pub. L. 96-294; see Short Title note set out under section 8801 of this title], the Secretary shall complete such action within 30 days of the date of enactment of this Act [Apr. 7, 1986].

“SEC. 7405. SALARIES AND COMPENSATION RIGHTS.

“(a) The Director of the Office of Personnel Management shall, before February 1, 1986, determine the amount of compensation or benefits which each Director, officer, or employee of the Corporation shall be legally entitled to under any contract as of the date of enactment of this Act [Apr. 7, 1986].

“(b) Effective on the date of enactment of this Act [Apr. 7, 1986], no change in any Director, officer, or employee compensation or benefits shall be allowed or permitted, unless the Director of the Office of Personnel Management agrees that such change is reasonable.

“(c) Effective on the date of enactment of this Act [Apr. 7, 1986]—

“(1) no officer or employee of the Corporation shall receive a salary in excess of the rate of basic pay payable for level IV of the Executive Schedule under title 5 of the United States Code; and

“(2) the Corporation shall not waive any requirements in its By-Laws which are necessary for a Director, officer, or employee to qualify for pension or termination benefits under the By-Laws and written personnel policies and procedures in effect on the date of enactment of this Act [Apr. 7, 1986].

“SEC. 7406. REPORT TO THE CONGRESS.

“The Corporation shall, within 60 days of the date of enactment of this Act [Apr. 7, 1986], transmit to the Committee on Energy and Natural Resources of the Senate and to the Committee on Energy and Commerce and Committee on Banking, Housing and Urban Affairs of the House of Representatives a report—

“(1) containing a review of implementation of its Phase I Business Plan dated February 19, 1985; and

“(2) fulfilling the requirements of section 126(b)(3) of the Energy Security Act (42 U.S.C. 8722(b)(3)).”

Similar provisions were contained in Pub. L. 99-190, § 101(d) [title II, § 201], Dec. 19, 1985, 99 Stat. 1224, 1249.

SUBCHAPTER XI—DEPARTMENT OF THE TREASURY

§ 8795. Omitted

CODIFICATION

Section, Pub. L. 96-294, title I, § 195, June 30, 1980, 94 Stat. 682, which authorized appropriations to purchase corporate obligations and authorized public debt status for purchases and redemptions of corporate obligations, was omitted from the Code in view of termination of United States Synthetic Fuels Corporation. See note set out under section 8791 of this title.

CHAPTER 96—BIOMASS ENERGY AND ALCOHOL FUELS

Sec. 8801. Congressional findings.

- Sec. 8802. Definitions.
8803. Funding.
- (a) Authorization of appropriations.
 - (b) Availability of funds until expended.
 - (c) Determinations respecting amount of appropriations remaining available.
 - (d) Financial assistance provided only to extent advanced in appropriation Acts.
8804. Coordination with other authorities and programs.
- SUBCHAPTER I—GENERAL BIOMASS ENERGY DEVELOPMENT
8811. Biomass energy development plans.
- (a) Plan respecting maximized production and use by December 31, 1982; preparation, transmission, etc.
 - (b) Comprehensive plan respecting maximized production and use from January 1, 1983, to December 31, 1990; preparation, transmission, etc.
 - (c) Required guidelines.
8812. Program responsibility and administration and effect on other programs.
- (a) Duties and functions of Secretary of Agriculture and Secretary of Energy over projects.
 - (b) Procedural requirements applicable.
 - (c) Notice to and reviewing functions of other Secretary concerning application for financial assistance.
 - (d) Notification of applicant upon disapproval of application for financial assistance.
 - (e) Implementation of functions assigned to Secretary of Agriculture by administrative entities within Department of Agriculture; issuance of regulations; coordination of functions by designated entities.
 - (f) Implementation of functions assigned to Secretary of Energy by Office of Alcohol Fuels.
 - (g) Energy equivalency determinations respecting biomass energy and ethanol.
8813. Insured loans.
- (a) Authority of Secretary of Agriculture; maximum amount per project.
 - (b) Estimated project construction costs as determinative of initial and revised amount of loan; interest rate.
 - (c) Funding requirements; “insured loan” defined.
 - (d) Preconditions.
8814. Loan guarantees.
- (a) Authority of Secretary concerned.
 - (b) Estimated project construction costs as determinative of initial and revised amount of guarantee.
 - (c) Debt obligation; ineligibility for purchase, etc., by Federal Financing Bank or any Federal agency.
 - (d) Terms and conditions.
 - (e) Termination, cancellation, or revocation, and conclusive nature of guarantee.
 - (f) Payment to lender.
 - (g) Preconditions.
8815. Price guarantees.
- (a) Authority of Secretary concerned; minimum sales price.
 - (b) Cost-plus arrangements as basis.
 - (c) Maximum dollar amount of liability of United States.
 - (d) Renegotiation of sales price and maximum liability.

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| <p>Sec.
8816. Purchase agreements.</p> <p>(a) Authority of Secretary concerned; consultative requirements.</p> <p>(b) Maximum sales price.</p> <p>(c) Assurances required.</p> <p>(d) Arrangements for delivery pursuant to agreement; charge to Federal agency receiving delivery.</p> <p>(e) Consultative requirements.</p> <p>(f) Terms and conditions.</p> <p>(g) Maximum dollar amount of liability of United States.</p> <p>(h) Renegotiation of sales price and maximum liability.</p> <p>8817. General requirements regarding financial assistance.</p> <p>(a) Priorities, terms, availability, etc.</p> <p>(b) Terms, conditions, maturity, etc., for insured loans, and loan guarantees.</p> <p>(c) Application requirements.</p> <p>(d) Reports and recordkeeping.</p> <p>(e) Contracts and instruments of Secretary concerned backed by full faith and credit of United States.</p> <p>(f) Contestability of contracts.</p> <p>(g) Fees for loan guarantees, etc.</p> <p>(h) Deposit of amounts received by Secretary concerned.</p> <p>8818. Reports.</p> <p>(a) Repealed.</p> <p>(b) Comprehensive list of loans, grants, etc.</p> <p>(c) Annual reports; report evaluating overall impact and plan for termination of Office of Alcohol Fuels.</p> <p>8819. Review; reorganization.</p> <p>8820. Office of Alcohol Fuels.</p> <p>(a) Establishment in Department of Energy; appointment and compensation of Director.</p> <p>(b) Responsibilities of Director.</p> <p>(c) Annual authorization and appropriation requests for support of Office.</p> <p>(d) Consultations respecting coordination of programs.</p> <p>8821. Termination of authorities; modification of terms and conditions of conditional commitments for loan guarantees.</p> <p style="text-align: center;">SUBCHAPTER II—MUNICIPAL WASTE BIOMASS ENERGY</p> <p>8831. Municipal waste energy development plan.</p> <p>(a) Preparation by Secretary of Energy; consultative requirements.</p> <p>(b) Transmittal to President and Congress.</p> <p>(c) Required statements.</p> <p>(d) Report to President and Congress; contents.</p> <p>8832. Construction loans.</p> <p>(a) Authority of Secretary of Energy.</p> <p>(b) Estimated project construction costs as determinative of initial and revised amount of loan; interest rate.</p> <p>(c) Preconditions.</p> <p>8833. Guaranteed construction loans.</p> <p>(a) Authority of Secretary of Energy.</p> <p>(b) Estimated project construction costs as determinative of revised amount of guarantee.</p> <p>(c) Terms and conditions.</p> <p>(d) Termination, cancellation, or revocation, and conclusive nature of guarantee.</p> <p>(e) Payment to lender.</p> <p>(f) Preconditions.</p> <p>(g) Payment of interest; tax consequences.</p> <p>(h) Fees.</p> | <p>Sec.
8834. Price support loans and price guarantees.</p> <p>(a) Authority of Secretary of Energy with respect to loans for existing projects; disbursements, etc.</p> <p>(b) Authority of Secretary of Energy with respect to loans for new projects; disbursements, etc.</p> <p>(c) Authority of Secretary of Energy with respect to guarantees for new projects; pricing determinations, etc.</p> <p>(d) Definitions; sale price of retained fuel; rules relating to fuel displacement.</p> <p>8835. General requirements regarding financial assistance.</p> <p>(a) Priorities, terms, availability, etc.</p> <p>(b) Terms, conditions, maturity, etc.</p> <p>(c) Application requirements.</p> <p>(d) Reports and recordkeeping.</p> <p>(e) Deposit of amounts received.</p> <p>(f) Contracts and instruments backed by full faith and credit of United States.</p> <p>(g) Contestability of contracts.</p> <p>(h) Eligibility of debt obligations for purchase, sale, or issuance to Federal Financing Bank or any Federal agency.</p> <p>8836. Financial assistance program administration.</p> <p>8837. Commercialization demonstration program pursuant to Federal nonnuclear energy research and development.</p> <p>(a) Establishment and conduct pursuant to other Federal statutory authorities; required undertakings subsequent to consultations.</p> <p>(b) Financial assistance.</p> <p>(c) Priority for funding.</p> <p>(d) Obligation and expenditure of funds.</p> <p>(e) Deposit of moneys received.</p> <p>8838. Jurisdiction of Department of Energy and Environmental Protection Agency.</p> <p>8839. Office of Energy from Municipal Waste.</p> <p>(a) Establishment in Department of Energy; appointment of Director.</p> <p>(b) Functions.</p> <p>(c) Consultations respecting implementation of functions.</p> <p>(d) Transfer of related functions and personnel from Department of Energy.</p> <p>8840. Termination of authorities.</p> <p style="text-align: center;">SUBCHAPTER III—RURAL, AGRICULTURAL, AND FORESTRY BIOMASS ENERGY</p> <p>8851. Model demonstration biomass energy facilities; establishment, public inspection, etc.; authorization of appropriations.</p> <p>8852. Coordination of research and extension activities; consultative requirements.</p> <p>8853. Lending for energy production and conservation projects by production credit associations, Federal land banks, and banks for cooperatives.</p> <p>8854. Utilization of National Forest System in wood energy development projects.</p> <p>8855. Forest Service leases and permits.</p> <p style="text-align: center;">SUBCHAPTER IV—MISCELLANEOUS BIOMASS PROVISIONS</p> <p>8871. Use of gasohol in Federal motor vehicles.</p> <p>(a) Exercise of President's authority pursuant to executive order respecting use.</p> <p>(b) Exceptions.</p> <p>(c) Gasohol requirements.</p> |
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§ 8801. Congressional findings

The Congress finds that—