

116TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To modernize certain Federal agencies for an era of strategic energy competition, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

\_\_\_\_\_ introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To modernize certain Federal agencies for an era of strategic energy competition, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Strategic Energy for  
5 America Act of 2019” or the “SEA Act of 2019”.

6 **SEC. 2. STATEMENT OF POLICY.**

7 It is the policy of the United States to enable the  
8 private sector in the United States to compete in global  
9 energy markets that may be dominated by cartels, state-  
10 sponsored enterprises, and trade finance agencies that uti-

1 lize the provision of credit, capital, and other financial  
2 support for strategic energy purposes.

3 **SEC. 3. STRATEGIC ENERGY PORTFOLIO OF UNITED**  
4 **STATES INTERNATIONAL DEVELOPMENT FI-**  
5 **NANCE CORPORATION.**

6 Title V of the Better Utilization of Investments Lead-  
7 ing to Development Act of 2018 (22 U.S.C. 9671 et seq.)  
8 is amended by adding at the end the following:

9 **“SEC. 1455. STRATEGIC ENERGY PORTFOLIO.**

10 “The Corporation—

11 “(1) may provide support under title II for  
12 projects related to any type of energy, including fos-  
13 sil fuels, renewables (including hydropower), and nu-  
14 clear energy; and

15 “(2) may not prohibit, restrict, or otherwise im-  
16 pede the provision of support on the basis of the  
17 type of energy involved in a project.”.

18 **SEC. 4. OPPOSITION TO POLICIES AT MULTILATERAL DE-**  
19 **VELOPMENT BANKS RESTRICTING ASSIST-**  
20 **ANCE BASED ON TYPE OF ENERGY IN-**  
21 **VOLVED.**

22 (a) IN GENERAL.—The Secretary of the Treasury  
23 shall use the voice and vote of the United States at each  
24 multilateral development bank to oppose all policies, rules,  
25 and regulations at the bank that restrict the provision of

1 development assistance to developing countries on the  
2 basis of the type of energy involved, including through re-  
3 strictions on upstream fossil fuel activities and the use of  
4 coal-fired electricity generation.

5 (b) MULTILATERAL DEVELOPMENT BANK DE-  
6 FINED.—In this section, the term “multilateral develop-  
7 ment bank” has the meaning given that term in section  
8 1701(c) of the International Financial Institutions Act  
9 (22 U.S.C. 262r(c)).

10 **SEC. 5. PROMOTION OF ENERGY EXPORTS BY EXPORT-IM-**  
11 **PORT BANK OF THE UNITED STATES.**

12 (a) STRATEGIC ENERGY PORTFOLIO.—The Export-  
13 Import Bank Act of 1945 (12 U.S.C. 635 et seq.) is  
14 amended by adding at the end the following:

15 **“SEC. 16. STRATEGIC ENERGY PORTFOLIO.**

16 “(a) IN GENERAL.—The Bank shall establish a stra-  
17 tegic energy portfolio focused on providing financing (in-  
18 cluding loans, guarantees, and insurance) for civil nuclear  
19 energy infrastructure projects (subject to subsection (c))  
20 and natural gas infrastructure projects that may facili-  
21 tate—

22 “(1) increases in exports of United States en-  
23 ergy commodities, such as regasification terminals;  
24 or

1           “(2) the export of United States equipment,  
2 materials, and technology.

3           “(b) MAXIMUM EXPOSURE CAP FOR STRATEGIC EN-  
4 ERGY PORTFOLIO.—

5           “(1) IN GENERAL.—The aggregate amount of  
6 loans, guarantees, and insurance under subsection  
7 (a) the Bank has outstanding at any one time may  
8 not exceed \$50,000,000,000.

9           “(2) TREATMENT OF DEFAULTS.—A default on  
10 financing provided under subsection (a) shall not—

11           “(A) be included in the calculation of the  
12 default rate of financing provided by the Bank  
13 under section 8(g)(1); or

14           “(B) count for purposes of the freeze on  
15 lending provided for under section 6(a)(3).

16           “(c) LIMITATION.—The Bank may provide financing  
17 for civil nuclear energy infrastructure projects only in  
18 countries with which the United States has in effect a nu-  
19 clear cooperation agreement under section 123 of the  
20 Atomic Energy Act of 1954 (42 U.S.C. 2153).”.

21           (b) PROMOTION OF ENERGY EXPORTS.—Section  
22 2(b)(1)(C) of the Export-Import Bank Act of 1945 (12  
23 U.S.C. 635(b)(1)(C)) is amended by striking “nonnuclear  
24 renewable” and inserting “all”.

1           (c) MODIFICATION OF LIMITATION ON FINANCING  
2 FOR NUCLEAR ENERGY EXPORTS.—Section 2(b)(5)(C) of  
3 the Export-Import Bank Act of 1945 (12 U.S.C.  
4 635(b)(5)(C)) is amended by striking “any liquid metal  
5 fast breeder nuclear reactor or any nuclear fuel reprocess-  
6 ing facility” and inserting “any nuclear material, equip-  
7 ment, or technology not provided for by a nuclear coopera-  
8 tion agreement in effect under section 123 of the Atomic  
9 Energy Act of 1954 (42 U.S.C. 2153)”.

10           (d) EXTENSION OF EXPORT-IMPORT BANK.—

11                 (1) AGGREGATE LOAN, GUARANTEE, AND IN-  
12 SURANCE AUTHORITY.—Section 6(a) of the Export-  
13 Import Bank Act of 1945 (12 U.S.C. 635e(a)) is  
14 amended—

15                     (A) in paragraph (2), by striking “2015  
16 through 2019, means \$135,000,000,000” and  
17 inserting “2020 through 2031, means  
18 \$200,000,000,000”; and

19                     (B) in paragraph (3), by striking “If” and  
20 inserting “Except as provided in section  
21 16(b)(2), if”.

22                 (2) TERMINATION.—Section 7 of the Export-  
23 Import Bank Act of 1945 (12 U.S.C. 635f) is  
24 amended by striking “2019” and inserting “2031”.