

118<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 8446

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## AN ACT

To amend the Energy Act of 2020 to include critical materials in the definition of critical mineral, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Critical Mineral Con-  
3 sistency Act of 2024”.

4 **SEC. 2. CRITICAL MATERIALS INCLUDED AS CRITICAL MIN-**  
5 **ERALS.**

6 Section 7002 of the Energy Act of 2020 (30 U.S.C.  
7 1606) is amended—

8 (1) in subsection (a)(3)(A), to read as follows:

9 “(A) IN GENERAL.—The term ‘critical  
10 mineral’ means—

11 “(i) any mineral, element, substance,  
12 or material designated as critical by the  
13 Secretary under subsection (c); and

14 “(ii) a critical material as determined  
15 by the Secretary of Energy under para-  
16 graph (2)(A).”; and

17 (2) in subsection (c)(5), by adding at the end  
18 the following:

19 “(C) INCLUSION OF CRITICAL MATE-  
20 RIALS.—Not later than 45 days after the date  
21 on which the Secretary of Energy determines a  
22 non-fuel mineral, element, substance, or mate-  
23 rial to be a critical material under subsection  
24 (a)(2)(A), the Secretary shall update the list of

1           critical minerals published under paragraph (3)  
2           to include such critical material.”.

Passed the House of Representatives November 14,  
2024.

Attest:

*Clerk.*

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