

COMMITTEE PRINT

[Showing the text of H.R. 1130, as forwarded by the Subcommittee on Energy, Climate, and Grid Security on February 28, 2023]

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Unlocking our Domes-
3 tic LNG Potential Act of 2023”.

4 **SEC. 2. ADVANCING UNITED STATES GLOBAL LEADERSHIP.**

5 Section 3 of the Natural Gas Act (15 U.S.C. 717b)
6 is amended—

7 (1) by striking subsections (a) through (c);

8 (2) by redesignating subsections (e) and (f) as
9 subsections (a) and (b), respectively;

10 (3) by redesignating subsection (d) as sub-
11 section (c), and moving such subsection after sub-
12 section (b), as so redesignated;

13 (4) in subsection (a), as so redesignated, by
14 amending paragraph (1) to read as follows: “(1) The
15 Federal Energy Regulatory Commission (in this sub-
16 section referred to as the ‘Commission’) shall have
17 the exclusive authority to approve or deny an appli-
18 cation for the siting, construction, expansion, or op-
19 eration of a facility to export natural gas from the

1 United States to a foreign country or import natural
2 gas from a foreign country, including an LNG ter-
3 minal. In determining whether to approve or deny
4 an application under this paragraph, the Commis-
5 sion shall deem the exportation or importation of
6 natural gas to be consistent with the public interest.
7 Except as specifically provided in this Act, nothing
8 in this Act is intended to affect otherwise applicable
9 law related to any Federal agency’s authorities or
10 responsibilities related to facilities to import or ex-
11 port natural gas, including LNG terminals.”; and

12 (5) by adding at the end the following new sub-
13 section:

14 “(d)(1) Nothing in this Act limits the authority of
15 the President under the Constitution, the International
16 Emergency Economic Powers Act (50 U.S.C. 1701 et
17 seq.), the National Emergencies Act (50 U.S.C. 1601 et
18 seq.), part B of title II of the Energy Policy and Conserva-
19 tion Act (42 U.S.C. 6271 et seq.), the Trading With the
20 Enemy Act (50 U.S.C. 4301 et seq.), or any other provi-
21 sion of law that imposes sanctions on a foreign person or
22 foreign government (including any provision of law that
23 prohibits or restricts United States persons from engaging
24 in a transaction with a sanctioned person or government),

1 including a country that is designated as a state sponsor
2 of terrorism, to prohibit imports or exports.

3 “(2) In this subsection, the term ‘state sponsor of ter-
4 rorism’ means a country the government of which the Sec-
5 retary of State determines has repeatedly provided sup-
6 port for international terrorism pursuant to—

7 “(A) section 1754(c)(1)(A) of the Export Con-
8 trol Reform Act of 2018 (50 U.S.C. 4318(c)(1)(A));

9 “(B) section 620A of the Foreign Assistance
10 Act of 1961 (22 U.S.C. 2371);

11 “(C) section 40 of the Arms Export Control Act
12 (22 U.S.C. 2780); or

13 “(D) any other provision of law.”.