

AMENDMENT TO H.R.1582
OFFERED BY MR. RUSH OF ILLINOIS

Strike section 3 and insert the following:

1 **SEC. 3. REPORTS AND DETERMINATIONS PRIOR TO PRO-**
2 **MULGATING AS FINAL CERTAIN ENERGY-RE-**
3 **LATED RULES.**

4 Before promulgating as final any energy-related rule
5 that is estimated to cost more than \$1 billion:

6 (1) REPORT TO CONGRESS.—The Administrator
7 of the Environmental Protection Agency shall sub-
8 mit to Congress a report containing—

9 (A) a copy of the rule;

10 (B) a concise general statement relating to
11 the rule;

12 (C) an estimate of the total costs and ben-
13 efits of the rule, including the direct costs and
14 benefits and indirect costs and benefits of the
15 rule;

16 (D) an estimate of the increases or de-
17 creases in energy prices and total energy costs,
18 including potential increases or decreases in
19 gasoline or electricity prices and total gasoline
20 or electricity costs for consumers, that may re-

1 sult from implementation or enforcement of the
2 rule; and

3 (E) a detailed description of the employ-
4 ment effects, including potential job losses or
5 gains and shifts in employment, that may result
6 from implementation or enforcement of the
7 rule.

8 (2) INITIAL DETERMINATION ON INCREASES
9 AND IMPACTS.—The Secretary of Energy, in coordi-
10 nation with the Administrator of the Environmental
11 Protection Agency and in consultation with the Fed-
12 eral Energy Regulatory Commission and the Admin-
13 istrator of the Energy Information Administration,
14 shall prepare an independent analysis to determine
15 whether the rule will cause—

16 (A) any increase or decrease in energy
17 prices and total energy costs for consumers, in-
18 cluding low-income households, small busi-
19 nesses, and manufacturers;

20 (B) any impact on fuel diversity of the Na-
21 tion's electricity generation portfolio or on na-
22 tional, regional, or local electric reliability;

23 (C) any other positive or adverse effect on
24 energy supply, distribution, or use;

1 (D) a decrease in cases of aggravated asth-
2 ma, acute bronchitis, or other respiratory dis-
3 ease;

4 (E) a decrease in incidence of premature
5 mortality;

6 (F) a decrease in the number of days when
7 people miss work or school due to pollution-in-
8 duced health effects;

9 (G) a decrease in hospital and emergency
10 room visits due to pollution-induced health ef-
11 fects;

12 (H) a decrease in emissions of toxic air
13 pollutants that have been linked to cancer, birth
14 defects, or developmental delays in children;

15 (I) a decrease in greenhouse gas emissions;

16 (J) a reduced likelihood of groundwater
17 and surface water contamination from energy
18 production activities and waste disposal;

19 (K) an increase in energy efficiency for
20 consumers, including low-income households,
21 small businesses, and manufacturers;

22 (L) an increase in deployment of renewable
23 energy generation capacity; or

24 (M) an increase in employment related to
25 retrofitting, upgrading, or performing mainte-

1 nance on existing power plants and industrial
2 facilities or developing, manufacturing, or in-
3 stalling pollution control equipment.

4 (3) SUBSEQUENT DETERMINATION ON ADVERSE
5 EFFECTS TO THE ECONOMY.—If the Secretary of
6 Energy determines, under paragraph (2), that the
7 rule will cause an impact or effect described in such
8 paragraph, then the Secretary, in consultation with
9 the Secretary of Commerce, the Secretary of Labor,
10 and the Administrator of the Small Business Admin-
11 istration, shall—

12 (A) determine whether such impact or ef-
13 fect will cause significant adverse effects to the
14 economy, taking into consideration both positive
15 and adverse impacts on economic indicators, in-
16 cluding those related to gross domestic product,
17 unemployment, wages, consumer prices, health
18 care costs, and business and manufacturing ac-
19 tivity; and

20 (B) publish the results of such determina-
21 tion in the Federal Register.

