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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To require coordination among Federal agencies on regulatory actions that affect the reliable operation of the bulk-power system.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To require coordination among Federal agencies on regulatory actions that affect the reliable operation of the bulk-power system.

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 “Guaranteeing Reliable
5 Infrastructure Development Act” or the “GRID Act”.

1 **SEC. 2. COORDINATION PROCESS TO PROTECT ELECTRIC**
2 **RELIABILITY.**

3 Section 215 of the Federal Power Act (16 U.S.C.
4 824o) is amended—

5 (1) by redesignating subsections (h) through (k)
6 as subsections (i) through (l), respectively; and

7 (2) by inserting after subsection (g) the fol-
8 lowing:

9 “(h) COMMISSION REVIEW AND COMMENT FOR PRO-
10 POSED COVERED AGENCY ACTIONS.—

11 “(1) REQUIREMENT.—If the Commission or a
12 State commission determines, on its own motion or
13 on a request from another Federal agency, that a
14 covered agency action proposed by a Federal agency
15 other than the Commission is likely to have a signifi-
16 cant negative impact on the reliability and adequacy
17 of the bulk-power system in North America, the
18 agency head with respect to such proposed covered
19 agency action shall provide to the Commission such
20 proposed covered agency action for review and com-
21 ment—

22 “(A) on the first date on which such pro-
23 posed covered agency action is provided to the
24 Office of Management and Budget or any other
25 Federal agency for review and comment; or

1 “(B) if such proposed covered agency ac-
2 tion is not provided to the Office of Manage-
3 ment and Budget or any other Federal agency
4 for review and comment, not later than 90 days
5 before the date on which the agency head pub-
6 lishes in the Federal Register or otherwise
7 makes available for public inspection or com-
8 ment such proposed covered agency action.

9 “(2) COMMISSION COMMENTS.—The Commis-
10 sion, in consultation with the ERO, shall, by order,
11 provide to the agency head that provides a proposed
12 covered agency action to the Commission under
13 paragraph (1) comments on such proposed covered
14 agency action.

15 “(3) AGENCY RESPONSE.—An agency head may
16 not finalize a proposed covered agency action for
17 which a determination is made under paragraph
18 (1)—

19 “(A) until the agency head has responded
20 in writing to the Commission with an expla-
21 nation of how the agency head has modified, or
22 why the agency head has determined not to
23 modify, such proposed covered agency action in
24 response to each comment provided by the
25 Commission under paragraph (2); or

1 “(B) if the Commission finds that the
2 agency head has not modified such proposed
3 covered agency action based on the comments
4 provided by the Commission under paragraph
5 (2) to prevent a significant negative impact on
6 the reliability and adequacy of the bulk-power
7 system in North America.

8 “(4) PUBLIC AVAILABILITY OF COMMENTS AND
9 RESPONSES.—An agency head shall include the com-
10 ments and responses for the proposed covered agen-
11 cy action in the proposed agency action as—

12 “(A) submitted to the Federal Register for
13 publication; or

14 “(B) otherwise made available for public
15 inspection or comment.

16 “(5) DEFINITIONS.—In this subsection:

17 “(A) AGENCY HEAD.—The term ‘agency
18 head’ means the head of a Federal agency that
19 proposed a covered agency action.

20 “(B) COVERED AGENCY ACTION.—The
21 term ‘covered agency action’ means a rule, reg-
22 ulation, standard, criteria document, deadline,
23 or determination.

24 “(C) FEDERAL AGENCY.—The term ‘Fed-
25 eral agency’ means an Executive department

1 (as that term is defined in section 101 of title
2 5, United States Code) or any other Executive
3 agency that is in the President's cabinet.”.