

JULY 18, 2013

**RULES COMMITTEE PRINT 113-19**  
**H.R. 1582, ENERGY CONSUMERS RELIEF ACT OF**  
**2013**

[Showing the text of the bill as ordered reported by the  
Committee on Energy and Commerce.]

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Energy Consumers Re-  
3 lief Act of 2013”.

4 **SEC. 2. PROHIBITION AGAINST FINALIZING CERTAIN EN-**  
5 **ERGY-RELATED RULES THAT WILL CAUSE**  
6 **SIGNIFICANT ADVERSE EFFECTS TO THE**  
7 **ECONOMY.**

8       Notwithstanding any other provision of law, the Ad-  
9 ministrator of the Environmental Protection Agency may  
10 not promulgate as final an energy-related rule that is esti-  
11 mated to cost more than \$1 billion if the Secretary of En-  
12 ergy determines under section 3(3) that the rule will cause  
13 significant adverse effects to the economy.

14 **SEC. 3. REPORTS AND DETERMINATIONS PRIOR TO PRO-**  
15 **MULGATING AS FINAL CERTAIN ENERGY-RE-**  
16 **LATED RULES.**

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

1           (1) REPORT TO CONGRESS.—The Administrator  
2 of the Environmental Protection Agency shall sub-  
3 mit to Congress a report (and transmit a copy to the  
4 Secretary of Energy) containing—

5                   (A) a copy of the rule;

6                   (B) a concise general statement relating to  
7 the rule;

8                   (C) an estimate of the total costs of the  
9 rule, including the direct costs and indirect  
10 costs of the rule;

11                   (D) an estimate of the total benefits of the  
12 rule, an estimate of when such benefits are ex-  
13 pected to be realized, and a description of the  
14 modeling, the assumptions, and the limitations  
15 due to uncertainty, speculation, or lack of infor-  
16 mation associated with the estimates under this  
17 subparagraph;

18                   (E) an estimate of the increases in energy  
19 prices, including potential increases in gasoline  
20 or electricity prices for consumers, that may re-  
21 sult from implementation or enforcement of the  
22 rule; and

23                   (F) a detailed description of the employ-  
24 ment effects, including potential job losses and

1 shifts in employment, that may result from im-  
2 plementation or enforcement of the rule.

3 (2) INITIAL DETERMINATION ON INCREASES  
4 AND IMPACTS.—The Secretary of Energy, in con-  
5 sultation with the Federal Energy Regulatory Com-  
6 mission and the Administrator of the Energy Infor-  
7 mation Administration, shall prepare an independent  
8 analysis to determine whether the rule will cause—

9 (A) any increase in energy prices for con-  
10 sumers, including low-income households, small  
11 businesses, and manufacturers;

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

15 (C) any adverse effect on energy supply,  
16 distribution, or use due to the economic or tech-  
17 nical infeasibility of implementing the rule; or

18 (D) any other adverse effect on energy  
19 supply, distribution, or use (including a short-  
20 fall in supply and increased use of foreign sup-  
21 plies).

22 (3) SUBSEQUENT DETERMINATION ON ADVERSE  
23 EFFECTS TO THE ECONOMY.—If the Secretary of  
24 Energy determines, under paragraph (2), that the  
25 rule will cause an increase, impact, or effect de-

1 scribed in such paragraph, then the Secretary, in  
2 consultation with the Administrator of the Environ-  
3 mental Protection Agency, the Secretary of Com-  
4 merce, the Secretary of Labor, and the Adminis-  
5 trator of the Small Business Administration, shall—

6 (A) determine whether the rule will cause  
7 significant adverse effects to the economy, tak-  
8 ing into consideration—

9 (i) the costs and benefits of the rule  
10 and limitations in calculating such costs  
11 and benefits due to uncertainty, specula-  
12 tion, or lack of information; and

13 (ii) the positive and negative impacts  
14 of the rule on economic indicators, includ-  
15 ing those related to gross domestic prod-  
16 uct, unemployment, wages, consumer  
17 prices, and business and manufacturing ac-  
18 tivity; and

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

21 **SEC. 4. DEFINITIONS.**

22 In this Act:

23 (1) The terms “direct costs” and “indirect  
24 costs” have the meanings given such terms in chap-  
25 ter 8 of the Environmental Protection Agency’s

1 “Guidelines for Preparing Economic Analyses”  
2 dated December 17, 2010.

3 (2) The term “energy-related rule that is esti-  
4 mated to cost more than \$1 billion” means a rule of  
5 the Environmental Protection Agency that—

6 (A) regulates any aspect of the production,  
7 supply, distribution, or use of energy or pro-  
8 vides for such regulation by States or other gov-  
9 ernmental entities; and

10 (B) is estimated by the Administrator of  
11 the Environmental Protection Agency or the  
12 Director of the Office of Management and  
13 Budget to impose direct costs and indirect  
14 costs, in the aggregate, of more than  
15 \$1,000,000,000.

16 (3) The term “rule” has the meaning given to  
17 such term in section 551 of title 5, United States  
18 Code.

