

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1) TO LOWER ENERGY COSTS BY INCREASING AMERICAN ENERGY PRODUCTION, EXPORTS, INFRASTRUCTURE, AND CRITICAL MINERALS PROCESSING, BY PROMOTING TRANSPARENCY, ACCOUNTABILITY, PERMITTING, AND PRODUCTION OF AMERICAN RESOURCES, AND BY IMPROVING WATER QUALITY CERTIFICATION AND ENERGY PROJECTS, AND FOR OTHER PURPOSES

MARCH 28, 2023.—Referred to the House Calendar and ordered to be printed

Mr. RESCENTIALER, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 260]

The Committee on Rules, having had under consideration House Resolution 260, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 1, the Lower Energy Costs Act, under a structured rule. The resolution provides seven hours of general debate with three hours equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce or their respective designees, three hours equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources or their respective designees, and one hour equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure or their respective designees. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment printed in part A of this report shall be considered as adopted in the House and in the Committee of the Whole, and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order only those amendments printed in part B of this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the

proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendments printed in part B of the report are waived. The resolution provides one motion to recommit.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 1 includes:

—Clause 12 of rule XXI, which prohibits consideration of a bill pursuant to a special order of business reported by the Committee on Rules that has not been reported by a committee. However, H.R. 1 is compromised of the text of H.R. 1335 as reported by the Committee on Natural Resources, H.R. 1152 as reported by the Committee on Transportation and Infrastructure, and H.R. 1068, H.R. 1121, H.R. 1085, H.R. 1058, H. Con. Res. 14, H. Con. Res. 17, H.R. 1130, H.R. 1115, H.R. 1070, H.R. 1131, H.R. 1140, H.R. 1158, H.R. 1141, H.R. 1023, H.R. 1155 as reported and H.R. 1603 as ordered reported by the Committee on Energy and Commerce.

Although the resolution waives all points of order against provisions in the bill, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in part B of the report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 26

Motion by Mr. McGovern to amend the rule to H.R. 1 to make in order every amendment submitted to the Rules Committee for H.R. 1, and that general debate be reduced to two hours. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Reschenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 27

Motion by Mr. McGovern to amend the rule to make in order amendments #28, #37, #44, #48, #60, #67, #75, #104, #112, #113, and #118 to H.R. 1, offered by Representatives Eshoo, Kamlager-Dove, Grijalva, Stansbury, Barrágan, Jackson Lee, DeGette, Wild, Tonko, Jackson Lee, and Sykes respectively. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Reschenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 28

Motion by Mr. McGovern to amend the rule to make in order amendments #94, #95, and #100 offered by Representative McGovern to H.R. 1. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Reschenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 29

Motion by Ms. Scanlon to amend the rule to make in order amendment #86 offered by Representative Scanlon to H.R. 1, that revises Section 10015, which restricts the Administration from creating regulations that would require stationary sources to assess their use of Hydrofluoric Acid (HF), to create an exception for stationary sources that have experienced an actual or threatened release of HF or that have been in violation of the Clean Air Act in the last 10 years. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Reschenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 30

Motion by Mr. Neguse to amend the rule to make in order amendment #44 to H.R. 1, offered by Representative Grijalva, which bans the CCP and its agents from the right to use, occupy, and conduct operations on Federal land as a mining claimant. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Reschenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea

Majority Members	Vote	Minority Members	Vote
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 31

Motion by Ms. Leger Fernández to amend the rule to make in order amendments #98 and #105 offered by Representative Leger Fernández to H.R. 1. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Nay	Mr. McGovern	Yea
Mr. Resenthaler	Nay	Ms. Scanlon	Yea
Mrs. Fischbach	Nay	Mr. Neguse	Yea
Mr. Massie	Nay	Ms. Leger Fernández	Yea
Mr. Norman	Nay		
Mr. Roy	Nay		
Mrs. Houchin	Nay		
Mr. Langworthy	Nay		
Mr. Cole, Chairman	Nay		

Rules Committee record vote No. 32

Motion by Mr. Resenthaler to report the rule. Adopted: 9–4

Majority Members	Vote	Minority Members	Vote
Mr. Burgess	Yea	Mr. McGovern	Nay
Mr. Resenthaler	Yea	Ms. Scanlon	Nay
Mrs. Fischbach	Yea	Mr. Neguse	Nay
Mr. Massie	Yea	Ms. Leger Fernández	Nay
Mr. Norman	Yea		
Mr. Roy	Yea		
Mrs. Houchin	Yea		
Mr. Langworthy	Yea		
Mr. Cole, Chairman	Yea		

SUMMARY OF THE AMENDMENT TO H.R. 1 IN PART A CONSIDERED AS ADOPTED

1. Westerman (AR): Adds a 9-year sunset to title VI of division B.

SUMMARY OF THE AMENDMENTS TO H.R. 1 IN PART B MADE IN ORDER

1. Donalds (FL): Requires a study on streamlining the regulatory approval timeline by examining certain licensing/permitting processes for other sources of energy under the jurisdiction of the Department of Energy (10 minutes)

2. Boebert (CO): Adds a Sense of Congress expressing disapproval of the denial of Jordan Cove Project permits. (10 minutes)

3. Crenshaw (TX), Pfluger (TX): Amends the Safe Drinking Water Act to clarify the requisite timeline for making a decision on the approval or disapproval of a State underground injection control program, and for other purposes. (10 minutes)

4. Estes (KS): Requires the Secretary of Energy to use an index-based pricing bid system when purchasing petroleum products for the SPR. (10 minutes)

5. Hern (OK): Expresses the sense of Congress disapproving of the proposed tax hikes on the oil and natural gas industry in the presidents fiscal year 2024 budget request (10 minutes)

6. Houlahan (PA): Prohibits export or sale of petroleum products from the Strategic Petroleum Reserve to China, North Korea, Russia, Iran or any country subject to sanctions imposed by the United States. (10 minutes)

7. Jackson (TX), Self (TX): Requires the EPA, in consultation with the DOE, to submit a report to Congress identifying and assessing existing regulations that have negatively affected domestic energy independence and increased energy cost for Americans. (10 minutes)

8. Mace (SC): Requires the Secretary of Energy to report annually on the ongoing assessments of critical energy resources and actions taken to strengthen supply chains to advance American energy security. (10 minutes)

9. Molinaro (NY): Requires a GAO study on how banning natural gas appliances will affect the rates and charges for electricity. (10 minutes)

10. Palmer (AL), Lesko (AZ): Prohibits the Secretary of Energy from implementing its proposed rule regarding gas stoves, or any other rule that would limit consumer access to gas stoves. (10 minutes)

11. Perry (PA): Prohibits the Delaware River Basin Commission, Susquehanna River Basin Commission, and the Interstate Commission on the Potomac River Basin from finalizing, implementing, or enforcing any regulations relating to hydraulic fracturing other than those issued by the State in which the regulation is to be implemented or enforced. (10 minutes)

12. Perry (PA): Repeals section 115 of the Clean Air Act. (10 minutes)

13. Roy (TX), Self (TX): Directs FERC to withdraw its policy statements titled "Certification of New Interstate Natural Gas Facilities" (87 Fed. Reg. 11548) and "Consideration of Greenhouse Gas Emissions in Natural Gas Infrastructure Project Reviews" (87 Fed. Reg. 14104). (10 minutes)

14. Schiff (CA): Strikes section 10005. (10 minutes)

15. Barr (KY): Amends the FAST Act to expand eligibility for FAST 41 permitting for projects related to the extraction, recovery, or processing of critical minerals, rare-earth elements, microfine carbon, or carbon from coal, coal waste, coal processing waste, pre- or post-combustion coal byproducts, or acid mine drainage from coal mines. (10 minutes)

16. Boebert (CO): Shortens the timetable to file a petition for judicial review of a permit, license, or approval of a major infrastructure project, such as a highway or public transit project, from 150 days to 90 days. (10 minutes)

17. Crawford (AR), Graves (LA): Requires DOT to apply the One Federal Decision procedures to pipeline projects under NEPA review to streamline the environmental review/permitting process. (10 minutes)

18. Donalds (FL), Self (TX): Requires a report on the current status of American uranium, how America's uranium compares to the global supply of uranium in terms of quantity and quality, etc. (10 minutes)

19. Escobar (TX): Strikes Section 20103, which requires the Secretary of Interior to resolve any protest to a lease sale within 60 days. (10 minutes)

20. Feenstra (IA): Prohibits the Communist Party of China (or a person acting on behalf of the Communist Party of China) from acquiring any interest with respect to American farmland or any lands used for American renewable energy production (10 minutes)

21. Gluesenkamp Perez (WA): Requires the Department of the Interior, Department of Agriculture, US Army Corps of Engineers, and Department of Commerce to determine technological needs for permitting programs and report them to Congress annually. (10 minutes)

22. James (MI): Creates a national strategy for America to re-shore mineral supply chains and challenge the CCP. (10 minutes)

23. LaMalfa (CA): Allows wildfire mitigation activities within 300 feet of a road on Federal lands to be carried out without regard to NEPA or ESA requirements. (10 minutes)

24. LaMalfa (CA): Expands the definition of “hazard trees” identified and removed along electric power lines as part of a utility’s vegetation management plan to trees within 50 feet, from 10 feet. Such plans will also be automatically approved after 60 days. (10 minutes)

25. Leger Fernández (NM): Requires each local unit of the Bureau of Land Management, National Park Service, and Forest Service to develop a plan to disseminate and advertise open civil service positions with functions relating to permitting and natural resources in their offices. Each plan shall include outreach to local high schools, community colleges, institutions of higher education, and any other relevant institutions. (10 minutes)

26. Levin (CA): Strikes Title V of Division B, to prevent the bill from repealing the Inflation Reduction Act’s reforms to the oil and gas leasing program. (10 minutes)

27. Levin (CA): Specifies that Division B shall not take effect until the Council on Environmental Quality, in consultation with affected Federal agencies, certifies that all agencies have the funding and staffing capacity to meet the Division’s new timelines for environmental review without reducing the quality of such review. (10 minutes)

28. Luna (FL): Requires GAO to publish a report on the impact of wind energy, including the adverse effects of wind energy on military readiness, marine environment, and tourism, before the Secretary of the Interior can publish or hold a lease sale for energy development in the Eastern Gulf of Mexico Planning Area, the South Atlantic Planning Area, or the Straits of Florida Planning Area. (10 minutes)

29. Luna (FL): Expresses the sense of Congress that major components of wind infrastructure, including turbines, are imported in large quantities from other countries including countries that are national security threats, such as the Government of the People’s Republic of China. (10 minutes)

30. Ogles (TN): Expresses the Sense of Congress that the royalty rate for onshore Federal oil and gas leases be 12.5%. (10 minutes)

31. Ogles (TN): Provides that any entity subject to the jurisdiction of the Government of the People’s Republic of China, or any entity that is owned by the Government of the People’s Republic

of China may not acquire any interest with respect to lands leased for oil or gas under the Mineral Leasing Act, the Outer Continental Shelf Lands Act, and may not acquire claims subject to the General Mining Law of 1872. (10 minutes)

32. Perry (PA): Adds a prohibition to sec. 20209 on contributions from CCP entities. (10 minutes)

33. Perry (PA): Adds a reporting requirement to sec. 20209 on non-Federal entities. (10 minutes)

34. Perry (PA): Adds to sec. 20305 an exception for certain actions under the Defense Production Act. (10 minutes)

35. Smith (NJ): Requires a Government Accountability Office study of sufficiency of the environmental review process for off-shore wind. (10 minutes)

36. Van Drew (NJ): Requires the Government Accountability Office to publish a report on all potential adverse effects of wind energy development in the North Atlantic Planning Area. (10 minutes)

37. Graves (LA), Carl (AL), Ezell (MS), Crenshaw (TX): Provides regulatory certainty by explicitly authorizing the common practice of NPDES general permits and providing for continuances during times of administrative delay. (10 minutes)

PART A—TEXT OF AMENDMENT TO H.R. 1 CONSIDERED AS ADOPTED

Add at the end of title VI of division B the following:

SEC. 20604. SUNSET.

This title, and the amendments made by this title, shall cease to have effect on September 30, 2032, and on such date the provisions of law amended by this title shall be restored or revived as if this title had not been enacted.

PART B—TEXT OF AMENDMENTS TO H.R. 1 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DONALDS OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of division A the following:

SEC. 10017. STUDY.

Not later than 180 days after the date of enactment of this Act, the Secretary of Energy, in consultation with the Nuclear Regulatory Commission, shall conduct a study on how to streamline regulatory timelines relating to developing new power plants by examining practices relating to various power generating sources, including fossil and nuclear generating sources.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOEBERT OF COLORADO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 20, after line 12, insert the following:

SEC. 10007. SENSE OF CONGRESS EXPRESSING DISAPPROVAL OF THE DENIAL OF JORDAN COVE PERMITS.

(a) FINDINGS.—Congress finds the following:

(1) On March 19, 2020, the Federal Energy Regulatory Commission granted two Federal permits to Jordan Cove Energy

Project, L.P., to site, construct, and operate a new liquefied natural gas export terminal in Coos County, Oregon.

(2) On the same day, the Federal Energy Regulatory Commission issued a certificate of public convenience and necessity to Pacific Connector Gas Pipeline, L.P., to construct and operate the proposed Pacific Connector Pipeline in the counties of Klamath, Jackson, Douglas, and Coos of Oregon.

(3) The State of Oregon denied the permits and the certificate necessary for these projects.

(b) SENSE OF CONGRESS.—It is the sense of Congress that Congress disapproves of the denial of these permits by the State of Oregon.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRENSHAW OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of division A the following:

SEC. 10017. STATE PRIMARY ENFORCEMENT RESPONSIBILITY.

(a) AMENDMENTS.—Section 1422(b) of the Safe Drinking Water Act (42 U.S.C. 300h-1(b)) is amended—

(1) in paragraph (2)—

(A) by striking “Within ninety days” and inserting “(A) Within ninety days”;

(B) by striking “and after reasonable opportunity for presentation of views”; and

(C) by adding at the end the following:

“(B) If, after 270 calendar days of a State’s application being submitted under paragraph (1)(A) or notice being submitted under paragraph (1)(B), the Administrator has not, pursuant to subparagraph (A), by rule approved, disapproved, or approved in part and disapproved in part the State’s underground injection control program—

“(i) the Administrator shall transmit, in writing, to the State a detailed explanation as to the status of the application or notice; and

“(ii) the State’s underground injection control program shall be deemed approved under this section if—

“(I) the Administrator has not after another 30 days, pursuant to subparagraph (A), by rule approved, disapproved, or approved in part and disapproved in part the State’s underground injection control program; and

“(II) the State has established and implemented an effective program (including adequate recordkeeping and reporting) to prevent underground injection which endangers drinking water sources.”;

(2) by amending paragraph (4) to read as follows:

“(4) Before promulgating any rule under paragraph (2) or (3) of this subsection, the Administrator shall—

“(A) provide a reasonable opportunity for presentation of views with respect to such rule, including a public hearing and a public comment period; and

“(B) publish in the Federal Register notice of the reasonable opportunity for presentation of views provided under subparagraph (A).”; and

(3) by adding at the end the following:

“(5) PREAPPLICATION ACTIVITIES.—The Administrator shall work as expeditiously as possible with States to complete any necessary activities relevant to the submission of an application under paragraph (1)(A) or notice under paragraph (1)(B), taking into consideration the need for a complete and detailed submission.

“(6) APPLICATION COORDINATION FOR CLASS VI WELLS.—With respect to the underground injection control program for Class VI wells (as defined in section 40306(a) of the Infrastructure Investment and Jobs Act (42 U.S.C. 300h-9(a))), the Administrator shall designate one individual at the Agency from each regional office to be responsible for coordinating—

“(A) the completion of any necessary activities prior to the submission of an application under paragraph (1)(A) or notice under paragraph (1)(B), in accordance with paragraph (5);

“(B) the review of an application submitted under paragraph (1)(A) or notice submitted under paragraph (1)(B);

“(C) any reasonable opportunity for presentation of views provided under paragraph (4)(A) and any notice published under paragraph (4)(B); and

“(D) pursuant to the recommendations included in the report required under paragraph (7), the hiring of additional staff to carry out subparagraphs (A) through (C).

“(7) EVALUATION OF RESOURCES.—

“(A) IN GENERAL.—Not later than 90 days after the date of enactment of this paragraph, the individual designated under paragraph (6) shall transmit to the appropriate Congressional committees a report, including recommendations, regarding the—

“(i) availability of staff and resources to promptly carry out the requirements of paragraph (6); and

“(ii) additional funding amounts needed to do so.

“(B) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this paragraph, the term ‘appropriate Congressional Committees’ means—

“(i) in the Senate—

“(I) the Committee on Environment and Public Works; and

“(II) the Committee on Appropriations; and

“(ii) in the House of Representatives—

“(I) the Committee on Energy and Commerce; and

“(II) the Committee on Appropriations.”.

(b) FUNDING.—In each of fiscal years 2023 through 2026, amounts made available by title VI of division J of the Infrastructure Investment and Jobs Act under paragraph (7) of the heading “Environmental Protection Agency—State and Tribal Assistance Grants” (Public Law 117-58; 135 Stat. 1402) may also be made available, subject to appropriations, to carry out paragraphs (5), (6), and (7) of section 1422(b) of the Safe Drinking Water Act, as added by this section.

(c) RULE OF CONSTRUCTION.—The amendments made by this section shall—

(1) apply to all applications submitted to the Environmental Protection Agency after the date of enactment of this Act to establish an underground injection control program under section

1422(b) of the Safe Drinking Water Act (42 U.S.C. 300h-1); and

(2) with respect to such applications submitted prior to the date of enactment of this Act, the 270 and 300 day deadlines under section 1422(b)(2)(B) of the Safe Drinking Water Act, as added by this section, shall begin on the date of enactment of this Act.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESTES OF KANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of division A, add the following:

SEC. 10017. USE OF INDEX-BASED PRICING IN ACQUISITION OF PETROLEUM PRODUCTS FOR THE SPR.

Section 160(c) of the Energy Policy and Conservation Act (42 U.S.C. 6240(c)) is amended—

(1) by redesignating paragraphs (1) through (6) as clauses (i) through (vi), respectively (and adjusting the margins accordingly);

(2) by striking “The Secretary shall” and inserting the following:

“(1) IN GENERAL.—The Secretary shall”; and

(3) by striking “Such procedures shall take into account the need to—” and inserting the following:

“(2) INCLUSIONS.—Procedures developed under this subsection shall—

“(A) require acquisition of petroleum products using index-based pricing; and

“(B) take into account the need to—”.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HERN OF OKLAHOMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of division A the following:

SEC. 10017. SENSE OF CONGRESS EXPRESSING DISAPPROVAL OF THE PROPOSED TAX HIKE ON THE OIL AND NATURAL GAS INDUSTRY IN THE PRESIDENT’S FISCAL YEAR 2024 BUDGET REQUEST.

(a) FINDING.—Congress finds that President Biden’s fiscal year 2024 budget request proposes to repeal tax provisions that are vital to the oil and natural gas industry of the United States, resulting in a \$31,000,000,000 tax hike on oil and natural gas producers in the United States.

(b) SENSE OF CONGRESS.—It is the sense of Congress that Congress disapproves of the proposed tax hike on the oil and natural gas industry in the President’s fiscal year 2024 budget request.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HOULAHAN OF PENNSYLVANIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of division A, add the following:

SEC. 10017. PROHIBITION ON CERTAIN EXPORTS.

(a) IN GENERAL.—The Energy Policy and Conservation Act is amended by inserting after section 163 (42 U.S.C. 6243) the following:

“SEC. 164. PROHIBITION ON CERTAIN EXPORTS.

“(a) IN GENERAL.—The Secretary shall prohibit the export or sale of petroleum products drawn down from the Strategic Petroleum Reserve, under any provision of law, to—

“(1) the People’s Republic of China;

“(2) the Democratic People’s Republic of Korea;

“(3) the Russian Federation;

“(4) the Islamic Republic of Iran;

“(5) any other country the government of which is subject to sanctions imposed by the United States; and

“(6) any entity owned, controlled, or influenced by—

“(A) a country referred to in any of paragraphs (1) through (5); or

“(B) the Chinese Communist Party.

“(b) WAIVER.—The Secretary may issue a waiver of the prohibition described in subsection (a) if the Secretary certifies that any export or sale authorized pursuant to the waiver is in the national security interests of the United States.

“(c) RULE.—Not later than 60 days after the date of enactment of the Lower Energy Costs Act, the Secretary shall issue a rule to carry out this section.”.

(b) CONFORMING AMENDMENTS.—

(1) DRAWDOWN AND SALE OF PETROLEUM PRODUCTS.—Section 161(a) of the Energy Policy and Conservation Act (42 U.S.C. 6241(a)) is amended by inserting “and section 164” before the period at the end.

(2) CLERICAL AMENDMENT.—The table of contents for the Energy Policy and Conservation Act is amended by inserting after the item relating to section 163 the following:

“Sec. 164. Prohibition on certain exports.”.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON
OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of division A the following:

SEC. 10017. DOMESTIC ENERGY INDEPENDENCE REPORT.

Not later than 120 days after the date of enactment of this Act, the Administrator of the Environmental Protection Agency, in consultation with the Secretary of Energy, shall submit to Congress a report that identifies and assesses regulations promulgated by the Administrator during the 15-year period preceding the date of enactment of this Act that have—

(1) reduced the energy independence of the United States;

(2) increased the regulatory burden for energy producers in the United States;

(3) decreased the energy output by such energy producers;

(4) reduced the energy security of the United States; or

(5) increased energy costs for consumers in the United States.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MACE OF SOUTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 7, after line 9, insert the following:

(2) REPORT.—Not later than 1 year after the date of enactment of this Act, and annually thereafter, the Secretary of Energy shall submit to Congress a report containing—

(A) the results of the ongoing assessments conducted under paragraph (1)(A);

(B) a description of any actions taken pursuant to the Department of Energy Organization Act to mitigate potential effects of critical energy resource supply chain disruptions on energy technologies or the operation of energy systems; and

(C) any recommendations relating to strengthening critical energy resource supply chains that are essential to the energy security of the United States.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MOLINARO OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 49, after line 7, insert the following:

SEC. 10017. GAO STUDY.

Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall conduct a study on how banning natural gas appliances will affect the rates and charges for electricity.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PALMER OF ALABAMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 49, after line 7, insert the following:

SEC. 10017. GAS KITCHEN RANGES AND OVENS.

The Secretary of Energy may not finalize, implement, administer, or enforce the proposed rule titled “Energy Conservation Program: Energy Conservation Standards for Consumer Conventional Cooking Products; Supplemental notice of proposed rulemaking and announcement of public meeting” (88 Fed. Reg. 6818; published February 1, 2023) with respect to energy conservation standards for gas kitchen ranges and ovens, or any substantially similar rule, including any rule that would directly or indirectly limit consumer access to gas kitchen ranges and ovens.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 7, after line 24, insert the following:

(c) REGULATION OF HYDRAULIC FRACTURING WITHIN THE SUSQUEHANNA, DELAWARE, AND POTOMAC RIVER BASINS.—Section 5019 of the Water Resources Development Act of 2007 (Public Law 110–114) is amended by adding at the end the following:

“(f) REGULATION OF HYDRAULIC FRACTURING.—Notwithstanding any provision of the Susquehanna River Basin Compact to which consent was given by Public Law 91–575 (84 Stat. 1509), the Dela-

ware River Basin Compact to which consent was given by Public Law 87–328 (75 Stat. 688), or the Potomac River Basin Compact to which consent was given by Public Law 91–407 (84 Stat. 856), the Susquehanna River Basin Commission, the Delaware River Basin Commission, and the Interstate Commission on the Potomac River Basin, as applicable, may not finalize, implement, or enforce any regulation relating to hydraulic fracturing that is issued pursuant to any authority other than that of the State in which the regulation is to be implemented or enforced.”

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of division A the following:

SEC. 10017. ENERGY SOVEREIGNTY.

(a) IN GENERAL.—Section 115 of the Clean Air Act (42 U.S.C. 7415) is repealed.

(b) CONFORMING AMENDMENT.—Section 110(a)(2)(D)(ii) of the Clean Air Act (42 U.S.C. 7410(a)(2)(D)(ii)) is amended by striking “sections 126 and 115 (relating to interstate and international pollution abatement)” and inserting “section 126 (relating to interstate pollution abatement)”.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROY OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 36, after line 3, insert the following:

(j) WITHDRAWAL OF POLICY STATEMENTS.—The Federal Energy Regulatory Commission shall withdraw—

(1) the updated policy statement titled “Certification of New Interstate Natural Gas Facilities” published in the Federal Register on March 1, 2022 (87 Fed. Reg. 11548); and

(2) the interim policy statement titled “Consideration of Greenhouse Gas Emissions in Natural Gas Infrastructure Project Reviews” published in the Federal Register on March 11, 2022 (87 Fed. Reg. 14104).

14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHIFF OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 10005.

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BARR OF KENTUCKY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 20309 the following:

SEC. 20310. PERMIT PROCESS FOR PROJECTS RELATING TO EXTRACTION, RECOVERY, OR PROCESSING OF CRITICAL MATERIALS.

(a) DEFINITION OF COVERED PROJECT.—Section 41001(6)(A) of the FAST Act (42 U.S.C. 4370m(6)(A)) is amended—

(1) in clause (iii)(III), by striking “; or” and inserting “;”;

(2) in clause (iv)(II), by striking the period at the end and inserting “; or”; and

(3) by adding at the end the following:

“(v) is related to the extraction, recovery, or processing from coal, coal waste, coal processing waste, pre-or post-combustion coal byproducts, or acid mine drainage from coal mines of—

“(I) critical minerals (as such term is defined in section 7002 of the Energy Act of 2020);

“(II) rare earth elements; or

“(III) microfine carbon or carbon from coal.”.

(b) REPORT.—Not later than 6 months after the date of enactment of this Act, the Secretary of the Interior shall submit to the Committees on Energy and Natural Resources and Commerce, Science, and Transportation of the Senate and the Committees on Transportation and Infrastructure, Natural Resources, and Energy and Commerce of the House of Representatives a report evaluating the timeliness of implementation of reforms of the permitting process required as a result of the amendments made by this section on the following:

(1) The economic and national security of the United States.

(2) Domestic production and supply of critical minerals, rare earths, and microfine carbon or carbon from coal.

16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOEBERT OF COLORADO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 124, after line 6, insert the following:

SEC. 20221. LIMITATIONS ON CLAIMS.

(a) IN GENERAL.—Section 139(l) of title 23, United States Code, is amended by striking “150 days” each place it appears and inserting “90 days”.

(b) CONFORMING AMENDMENTS.—

(1) Section 330(e) of title 23, United States Code, is amended—

(A) in paragraph (2)(A), by striking “150 days” and inserting “90 days”; and

(B) in paragraph (3)(B)(i), by striking “150 days” and inserting “90 days”.

(2) Section 24201(a)(4) of title 49, United States Code, is amended by striking “of 150 days”.

17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the appropriate place in the bill, insert the following:

SECTION ____ . ONE FEDERAL DECISION FOR PIPELINES.

(a) IN GENERAL.—Chapter 601 of title 49, United States Code, is amended by adding at the end the following:

“§ 60144. Efficient environmental reviews and one Federal decision

“(a) EFFICIENT ENVIRONMENTAL REVIEWS.—

“(1) IN GENERAL.—The Secretary of Transportation shall apply the project development procedures, to the greatest ex-

tent feasible, described in section 139 of title 23 to any pipeline project that requires the approval of the Secretary under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

“(2) REGULATIONS AND PROCEDURES.—In carrying out paragraph (1), the Secretary shall incorporate into agency regulations and procedures pertaining to pipeline projects described in paragraph (1) aspects of such project development procedures, or portions thereof, determined appropriate by the Secretary in a manner consistent with this section, that increase the efficiency of the review of pipeline projects.

“(3) DISCRETION.—The Secretary may choose not to incorporate into agency regulations and procedures pertaining to pipeline projects described in paragraph (1) such project development procedures that could only feasibly apply to highway projects, public transportation capital projects, and multimodal projects.

“(4) APPLICABILITY.—Subsection (1) of section 139 of title 23 shall apply to pipeline projects described in paragraph (1).

“(b) ADDITIONAL CATEGORICAL EXCLUSIONS.—The Secretary shall maintain and make publicly available, including on the Internet, a database that identifies project-specific information on the use of a categorical exclusion on any pipeline project carried out under this title.”.

(b) CLERICAL AMENDMENT.—The analysis for chapter 601 of title 49, United States Code, is amended by adding at the end the following:

“60144. Efficient environmental reviews and one Federal decision.”.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DONALDS OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 137, after line 2, insert the following:

(c) REPORT.—Not later than 180 days after the date of the enactment of this section, the Secretary, acting through the Director of the United States Geological Survey, in consultation with the Secretary of Energy, shall submit to the appropriate committees of Congress a report that includes the following:

(1) The current status of uranium deposits in the United States with respect to the amount and quality of uranium contained in such deposits.

(2) A comparison of the United States to the rest of the world with respect to the amount and quality of uranium contained in uranium deposits.

(3) Policy considerations, including potential challenges, of utilizing the uranium from the deposits described in paragraph (1).

19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESCOBAR OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 20103.

20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FEENSTRA OF IOWA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 74, line 9, insert “or American farmland or any lands used for American renewable energy production” before the period at the end.

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GLUESENKAMP PEREZ OF WASHINGTON OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 73, line 22, insert “technological needs and” after “address”.

22. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JAMES OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

After section 20309, insert the following:

SEC. 20310. NATIONAL STRATEGY TO RE-SHORE MINERAL SUPPLY CHAINS.

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the United States Geological Survey, in consultation with the Secretaries of Defense, Energy, and State, shall—

(1) identify mineral commodities that—

(A) serve a critical purpose to the national security of the United States, including with respect to military, defense, and strategic mobility applications; and

(B) are at highest risk of supply chain disruption due to the domestic or global actions of any covered entity, including price-fixing, systemic acquisition and control of global mineral resources and processing, refining, and smelting capacity, and undercutting the fair market value of such resources; and

(2) develop a national strategy for bolstering supply chains in the United States for the mineral commodities identified under paragraph (1), including through the enactment of new national policies and the utilization of current authorities, to increase capacity and efficiency of domestic mining, refining, processing, and manufacturing of such mineral commodities.

(b) COVERED ENTITY.—In this section, the term “covered entity” means an entity that—

(1) is subject to the jurisdiction or direction of the People’s Republic of China;

(2) is directly or indirectly operating on behalf of the People’s Republic of China; or

(3) is owned by, directly or indirectly controlled by, or otherwise subject to the influence of the People’s Republic of China.

23. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMALFA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title II of division B the following:

SEC. 20221. EXEMPTION OF CERTAIN WILDFIRE MITIGATION ACTIVITIES FROM CERTAIN ENVIRONMENTAL REQUIREMENTS.

(a) IN GENERAL.—Wildfire mitigation activities of the Secretary of the Interior and the Secretary of Agriculture may be carried out without regard to the provisions of law specified in subsection (b).

(b) PROVISIONS OF LAW SPECIFIED.—The provisions of law specified in this section are all Federal, State, or other laws, regulations, and legal requirements of, deriving from, or related to the subject of, the following laws:

(1) Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)).

(2) The Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(c) WILDFIRE MITIGATION ACTIVITY.—For purposes of this section, the term “wildfire mitigation activity”—

(1) is an activity conducted on Federal land that is—

(A) under the administration of the Director of the National Park System, the Director of the Bureau of Land Management, or the Chief of the Forest Service; and

(B) within 300 feet of any permanent or temporary road, as measured from the center of such road; and

(2) includes forest thinning, hazardous fuel reduction, prescribed burning, and vegetation management.

24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAMALFA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title II of division B the following:

SEC. 20221. VEGETATION MANAGEMENT, FACILITY INSPECTION, AND OPERATION AND MAINTENANCE RELATING TO ELECTRIC TRANSMISSION AND DISTRIBUTION FACILITY RIGHTS OF WAY.

(a) HAZARD TREES WITHIN 50 FEET OF ELECTRIC POWER LINE.—Section 512(a)(1)(B)(ii) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1772(a)(1)(B)(ii)) is amended by striking “10” and inserting “50”.

(b) CONSULTATION WITH PRIVATE LANDOWNERS.—Section 512(c)(3)(E) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1772(c)(3)(E)) is amended—

(1) in clause (i), by striking “and” at the end;

(2) in clause (ii), by striking the period and inserting “; and”; and

(3) by adding at the end the following:

“(iii) consulting with private landowners with respect to any hazard trees identified for removal from land owned by such private landowners.”.

(c) REVIEW AND APPROVAL PROCESS.—Clause (iv) of section 512(c)(4)(A) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1772(c)(4)(A)) is amended to read as follows:

“(iv) ensures that—

“(I) a plan submitted without a modification under clause (iii) shall be automatically approved 60 days after review; and

“(II) a plan submitted with a modification under clause (iii) shall be automatically approved 67 days after review.”.

SEC. 20222. CATEGORICAL EXCLUSION FOR ELECTRIC UTILITY LINES RIGHTS-OF-WAY.

(a) **SECRETARY CONCERNED DEFINED.**—In this section, the term “Secretary concerned” means—

- (1) the Secretary of Agriculture, with respect to National Forest System lands; and
- (2) the Secretary of the Interior, with respect to public lands.

(b) **CATEGORICAL EXCLUSION ESTABLISHED.**—Forest management activities described in subsection (c) are a category of activities designated as being categorically excluded from the preparation of an environmental assessment or an environmental impact statement under section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332).

(c) **FOREST MANAGEMENT ACTIVITIES DESIGNATED FOR CATEGORICAL EXCLUSION.**—The forest management activities designated as being categorically excluded under subsection (b) are—

- (1) the development and approval of a vegetation management, facility inspection, and operation and maintenance plan submitted under section 512(c)(1) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1772(c)(1)) by the Secretary concerned; and
- (2) the implementation of routine activities conducted under the plan referred to in paragraph (1).

(d) **AVAILABILITY OF CATEGORICAL EXCLUSION.**—On and after the date of the enactment of this Act, the Secretary concerned may use the categorical exclusion established under subsection (b) in accordance with this section.

(e) **EXTRAORDINARY CIRCUMSTANCES.**—Use of the categorical exclusion established under subsection (b) shall not be subject to the extraordinary circumstances procedures in section 220.6, title 36, Code of Federal Regulations, or section 1508.4, title 40, Code of Federal Regulations.

(f) **EXCLUSION OF CERTAIN AREAS.**—The categorical exclusion established under subsection (b) shall not apply to any forest management activity conducted—

- (1) in a component of the National Wilderness Preservation System; or
- (2) on National Forest System lands on which, by Act of Congress, the removal of vegetation is restricted or prohibited.

(g) **PERMANENT ROADS.**—

(1) **PROHIBITION ON ESTABLISHMENT.**—A forest management activity designated under subsection (c) shall not include the establishment of a permanent road.

(2) **EXISTING ROADS.**—The Secretary concerned may carry out necessary maintenance and repair on an existing permanent road for the purposes of conducting a forest management activity designated under subsection (c).

(3) **TEMPORARY ROADS.**—The Secretary concerned shall decommission any temporary road constructed for a forest management activity designated under subsection (c) not later than 3 years after the date on which the action is completed.

(h) APPLICABLE LAWS.—A forest management activity designated under subsection (c) shall not be subject to section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536), section 106 of the National Historic Preservation Act, or any other applicable law.

25. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEGER FERNÁNDEZ OF NEW MEXICO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Insert after section 20220 the following:

SEC. 20221. STAFFING PLANS.

(a) IN GENERAL.—Not later than 365 days after the date of enactment of this Act, each local unit of the National Park Service, Bureau of Land Management, and Forest Service shall conduct an outreach plan for disseminating and advertising open civil service positions with functions relating to permitting or natural resources in their offices. Each such plan shall include outreach to local high schools, community colleges, institutions of higher education, and any other relevant institutions, as determined by the Secretary of the Interior or the Secretary of Agriculture (as the case may be).

(b) COLLABORATION PERMITTED.—Such local units of the National Park Service, Bureau of Land Management, and Forest Service located in reasonably close geographic areas may collaborate to produce a joint outreach plan that meets the requirements of subsection (a).

26. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike title V of division B.

27. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of division B, insert the following:

TITLE VII—COUNCIL ON ENVIRONMENTAL QUALITY CERTIFICATION

SEC. 20701. FUNDING AND STAFFING CAPACITY.

This division and the amendments made by this division shall not take effect until the Council on Environmental Quality, in consultation with affected Federal agencies, certifies that all agencies have the funding and staffing capacity to meet the new timelines for environmental review associated with this division and the amendments made by this division without reducing the quality of review.

28. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUNA OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

After section 20114, add the following:

SEC. 20115. REQUIREMENT FOR GAO REPORT ON WIND ENERGY IMPACTS.

The Secretary of the Interior shall not publish a notice for a wind lease sale or hold a lease sale for wind energy development in the Eastern Gulf of Mexico Planning Area, the South Atlantic Planning Area, or the Straits of Florida Planning Area (as described in the 2017–2022 Outer Continental Shelf Oil and Gas Leasing Proposed Final Program (November 2016)) until the Comptroller General of the United States publishes a report on all potential adverse effects of wind energy development in such areas, including associated infrastructure and vessel traffic, on—

- (1) military readiness and training activities in the Planning Areas described in this section, including activities within or related to the Eglin Test and Training Complex and the Jacksonville Range Complex;
- (2) marine environment and ecology, including species listed as endangered or threatened under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) or designated as depleted under the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.) in the Planning Areas described in this section; and
- (3) tourism, including the economic impacts that a decrease in tourism may have on the communities adjacent to the Planning Areas described in this section.

29. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUNA OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the appropriate place in the bill, add the following:

SEC. _____ . SENSE OF CONGRESS ON WIND ENERGY DEVELOPMENT SUPPLY CHAIN.

It is the sense of Congress that—

- (1) wind energy development on Federal lands and waters is a burgeoning industry in the United States;
- (2) major components of wind infrastructure, including turbines, are imported in large quantities from other countries including countries that are national security threats, such as the Government of the People’s Republic of China;
- (3) it is in the best interest of the United States to foster and support domestic supply chains across sectors to promote American energy independence;
- (4) the economic and manufacturing opportunities presented by wind turbine construction and component manufacturing should be met by American workers and materials that are sourced domestically to the greatest extent practicable; and
- (5) infrastructure for wind energy development in the United States should be constructed with materials produced and manufactured in the United States.

30. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE OGLE OF TENNESSEE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end of title I of division B the following:

SEC. 20115. SENSE OF CONGRESS ON OIL AND GAS ROYALTY RATES.

It is the sense of Congress that the royalty rate for onshore Federal oil and gas leases should be not more than 12.5 percent in amount or value of the production removed or sold from the lease.

31. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE OGLES OF TENNESSEE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 74, line 5, insert “, any entity subject to the jurisdiction of the Government of the People’s Republic of China, or any entity that is owned by the Government of the People’s Republic of China,” before “may”.

Page 74, line 9, insert before the period “, or acquire claims subject to the General Mining Law of 1872”.

32. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 20209, insert the following:

(d) PROHIBITION.—Notwithstanding any other provision of law, the Secretary of Agriculture (acting through the Forest Service) and the Secretary of the Interior may not accept contributions, as authorized by subsection (a), from non-Federal entities owned by the Communist Party of China (or a person or entity acting on behalf of the Communist Party of China).

33. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 20209, insert the following:

(d) REPORT ON NON-FEDERAL ENTITIES.—Not later than 60 days after the end of the applicable fiscal year, the Secretary of Agriculture (acting through the Forest Service) and the Secretary of the Interior shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report that includes, for each expenditure authorized by subsection (a)—

- (1) the amount of funds accepted; and
- (2) the contributing non-Federal entity.

34. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 20305(a), strike “subsection (c)” and insert “subsection (c) or (d)”.

In section 20305, add at the end the following:

(d) EXCEPTION FOR CERTAIN ACTIONS UNDER THE DEFENSE PRODUCTION ACT OF 1950.—An action taken by the Secretary of Defense pursuant to Presidential Determination 2022–11 and described in subsection (b) may not be treated as a covered project or be included in the Permitting Dashboard under subsection (a) if the action was related to the production, separation, processing, construction, or procurement of—

- (1) solar panels;

- (2) electric vehicles;
- (3) electric vehicle batteries; or
- (4) electric vehicle charging stations or infrastructure.

35. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SMITH OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 75, after line 3, insert the following:

SEC. 20115. OFFSHORE WIND ENVIRONMENTAL REVIEW PROCESS STUDY.

(a) IN GENERAL.—Not later than 60 days after the date of the enactment of this section, the Comptroller General shall conduct a study to assess the sufficiency of the environmental review processes for offshore wind projects in place as of the date of the enactment of this section of the National Marine Fisheries Service, the Bureau of Ocean Energy Management, and any other relevant Federal agency.

(b) CONTENTS.—The study required under subsection (a) shall include consideration of the following:

- (1) The impacts of offshore wind projects on—
 - (A) whales, finfish, and other marine mammals;
 - (B) benthic resources;
 - (C) commercial and recreational fishing;
 - (D) air quality;
 - (E) cultural, historical, and archaeological resources;
 - (F) invertebrates;
 - (G) essential fish habitat;
 - (H) military use and navigation and vessel traffic;
 - (I) recreation and tourism; and
 - (J) the sustainability of shoreline beaches and inlets.
- (2) The impacts of hurricanes and other severe weather on offshore wind projects.
- (3) How the agencies described in subsection (a) determine which stakeholders are consulted and if a timely, comprehensive comment period is provided for local representatives and other interested parties.
- (4) The estimated cost and who pays for offshore wind projects.

36. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE VAN DREW OF NEW JERSEY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

After section 20114, add the following:

SEC. 20115. GAO REPORT ON WIND ENERGY IMPACTS.

The Comptroller General of the United States shall publish a report on all potential adverse effects of wind energy development in the North Atlantic Planning Area (as described in the 2017–2022 Outer Continental Shelf Oil and Gas Leasing Proposed Final Program (November 2016)), including associated infrastructure and vessel traffic, on—

- (1) maritime safety, including the operation of radar systems;

- (2) economic impacts related to commercial fishing activities; and
- (3) marine environment and ecology, including species listed as endangered or threatened under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) or designated as depleted under the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.) in the North Atlantic Planning Area.

37. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF LOUISIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end the following:

SEC. 30003. FEDERAL GENERAL PERMITS.

Section 402(a) of the Federal Water Pollution Control Act (33 U.S.C. 1342(a)) is amended by adding at the end the following:

“(6)(A) The Administrator is authorized to issue general permits under this section for discharges of similar types from similar sources.

“(B) The Administrator may require submission of a notice of intent to be covered under a general permit issued under this section, including additional information that the Administrator determines necessary.

“(C) If a general permit issued under this section will expire and the Administrator decides not to issue a new general permit for discharges similar to those covered by the expiring general permit, the Administrator shall publish in the Federal Register a notice of such decision at least two years prior to the expiration of the general permit.

“(D) If a general permit issued under this section expires and the Administrator has not published a notice in accordance with subparagraph (C), until such time as the Administrator issues a new general permit for discharges similar to those covered by the expired general permit, the Administrator shall—

“(i) continue to apply the terms, conditions, and requirements of the expired general permit to any discharge that was covered by the expired general permit; and

“(ii) apply such terms, conditions, and requirements to any discharge that would have been covered by the expired general permit (in accordance with any relevant requirements for such coverage) if the discharge had occurred before such expiration.”.