

118TH CONGRESS
1ST SESSION

H. R. 1121

[Report No. 118-]

To prohibit a moratorium on the use of hydraulic fracturing.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 21, 2023

Mr. DUNCAN (for himself, Mr. RESCHENTHALER, Mr. PERRY, Mr. ESTES, Mr. WEBER of Texas, Mr. AUSTIN SCOTT of Georgia, Mr. BIGGS, Mr. NORMAN, Mr. JACKSON of Texas, Mr. CARL, Mr. STAUBER, Mr. KUSTOFF, Mr. ARMSTRONG, Mr. WOMACK, Mr. FINSTAD, Mrs. BOEBERT, Mr. OGLES, Mr. VALADAO, Mrs. LESKO, Mr. BABIN, Mr. BOST, and Mr. BALDERSON) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MARCH --, 2023

Reported from the Committee on Energy and Commerce

A BILL

To prohibit a moratorium on the use of hydraulic fracturing.

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 “Protecting American
5 Energy Production Act”.

6 **SEC. 2. PROTECTING AMERICAN ENERGY PRODUCTION.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that States should maintain primacy for the regula-
9 tion of hydraulic fracturing for oil and natural gas produc-
10 tion on State and private lands.

11 (b) PROHIBITION ON DECLARATION OF A MORATO-
12 RIUM ON HYDRAULIC FRACTURING.—Notwithstanding
13 any other provision of law, the President may not declare
14 a moratorium on the use of hydraulic fracturing unless
15 such moratorium is authorized by an Act of Congress.