

Union Calendar No.

118TH CONGRESS
1ST SESSION

H. R. 1130

[Report No. 118-]

To repeal restrictions on the export and import of natural gas.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 21, 2023

Mr. JOHNSON of Ohio introduced the following bill; which was referred to the
Committee on Energy and Commerce

MARCH --, 2023

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 21, 2023]

A BILL

To repeal restrictions on the export and import of natural
gas.

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 “Unlocking our Domestic*
5 *LNG Potential Act of 2023”.*

6 **SEC. 2. ADVANCING UNITED STATES GLOBAL LEADERSHIP.**

7 *Section 3 of the Natural Gas Act (15 U.S.C. 717b) is*
8 *amended—*

9 *(1) by striking subsections (a) through (c);*

10 *(2) by redesignating subsections (e) and (f) as*
11 *subsections (a) and (b), respectively;*

12 *(3) by redesignating subsection (d) as subsection*
13 *(c), and moving such subsection after subsection (b),*
14 *as so redesignated;*

15 *(4) in subsection (a), as so redesignated, by*
16 *amending paragraph (1) to read as follows: “(1) The*
17 *Federal Energy Regulatory Commission (in this sub-*
18 *section referred to as the ‘Commission’) shall have the*
19 *exclusive authority to approve or deny an application*
20 *for the siting, construction, expansion, or operation of*
21 *a facility to export natural gas from the United*
22 *States to a foreign country or import natural gas*
23 *from a foreign country, including an LNG terminal.*

24 *In determining whether to approve or deny an appli-*
25 *cation under this paragraph, the Commission shall*

1 *deem the exportation or importation of natural gas to*
2 *be consistent with the public interest. Except as spe-*
3 *cifically provided in this Act, nothing in this Act is*
4 *intended to affect otherwise applicable law related to*
5 *any Federal agency’s authorities or responsibilities*
6 *related to facilities to import or export natural gas,*
7 *including LNG terminals.”; and*

8 *(5) by adding at the end the following new sub-*
9 *section:*

10 *“(d)(1) Nothing in this Act limits the authority of the*
11 *President under the Constitution, the International Emer-*
12 *gency Economic Powers Act (50 U.S.C. 1701 et seq.), the*
13 *National Emergencies Act (50 U.S.C. 1601 et seq.), part*
14 *B of title II of the Energy Policy and Conservation Act*
15 *(42 U.S.C. 6271 et seq.), the Trading With the Enemy Act*
16 *(50 U.S.C. 4301 et seq.), or any other provision of law that*
17 *imposes sanctions on a foreign person or foreign govern-*
18 *ment (including any provision of law that prohibits or re-*
19 *stricts United States persons from engaging in a trans-*
20 *action with a sanctioned person or government), including*
21 *a country that is designated as a state sponsor of terrorism,*
22 *to prohibit imports or exports.*

23 *“(2) In this subsection, the term ‘state sponsor of ter-*
24 *rorism’ means a country the government of which the Sec-*

1 *retary of State determines has repeatedly provided support*
2 *for international terrorism pursuant to—*

3 “(A) *section 1754(c)(1)(A) of the Export Control*
4 *Reform Act of 2018 (50 U.S.C. 4318(c)(1)(A));*

5 “(B) *section 620A of the Foreign Assistance Act*
6 *of 1961 (22 U.S.C. 2371);*

7 “(C) *section 40 of the Arms Export Control Act*
8 *(22 U.S.C. 2780); or*

9 “(D) *any other provision of law.*”.