

Union Calendar No. 11

118TH CONGRESS
1ST SESSION

H. R. 1130

[Report No. 118–18]

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 23, 2023

Additional sponsors: Mr. BALDERSON, Mr. DUNCAN, Mr. MIKE GARCIA of
California, Mr. CURTIS, Mr. GRIFFITH, Mr. BUCSHON, and Mrs. LESKO

MARCH 23, 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 *italie*]

[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.*”.

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