

118TH CONGRESS
2D SESSION

S. 4958

To require the Secretary of Housing and Urban Development and the Secretary of Agriculture to withdraw a final determination relating to energy efficiency standards for housing, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2024

Mr. BRAUN (for himself, Mrs. CAPITO, Mr. MARSHALL, Mr. SCHMITT, Mr. RICKETTS, Mrs. BLACKBURN, Ms. LUMMIS, Mr. YOUNG, and Mr. BARRASSO) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To require the Secretary of Housing and Urban Development and the Secretary of Agriculture to withdraw a final determination relating to energy efficiency standards for housing, and for other purposes.

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. ENERGY EFFICIENCY STANDARDS FOR HOUS-**
4 **ING.**

5 (a) IN GENERAL.—The Secretary of Housing and
6 Urban Development and the Secretary of Agriculture—

1 (1) shall withdraw the final determination an-
2 nounced in the notice of final determination entitled
3 “Adoption of Energy Efficiency Standards for New
4 Construction of HUD- and USDA-Financed Hous-
5 ing” (89 Fed. Reg. 33112);

6 (2) may not take any action or use any Federal
7 funds to implement or enforce the final determina-
8 tion described in paragraph (1) or any substantially
9 similar final determination; and

10 (3) shall revert energy efficiency standards for
11 covered programs under the final determination de-
12 scribed in paragraph (1) to the energy efficiency
13 standards required before the final determination.

14 (b) ACTION BY ADDITIONAL AGENCIES.—

15 (1) DEPARTMENT OF VETERANS AFFAIRS.—
16 The Secretary of Veterans Affairs may not take any
17 action or use any Federal funds to implement or en-
18 force a final determination that is substantially simi-
19 lar to the final determination described in subsection
20 (a)(1).

21 (2) FEDERAL HOUSING FINANCE AGENCY.—
22 Notwithstanding any other provision of law, the Di-
23 rector of the Federal Housing Finance Agency may
24 not finalize, implement, or enforce a determination

1 or rule relating to energy efficiency standards for
2 single and multifamily housing.

3 (c) CONSIDERATION OF STATE STANDARDS.—Sec-
4 tion 109(d) of the Cranston-Gonzalez National Affordable
5 Housing Act (42 U.S.C. 12709(d)) is amended—

6 (1) in paragraph (1), by striking “and” at the
7 end;

8 (2) in paragraph (2), by striking the period at
9 the end and inserting “; and”; and

10 (3) by adding at the end the following:

11 “(3) not fewer than 26 States have adopted an
12 energy efficiency code or standard that meets or ex-
13 ceeds the requirements of the revised code or stand-
14 ard.”.

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