

113TH CONGRESS
1ST SESSION

H. R. 3727

To prohibit the Administrator of the Environmental Protection Agency from proposing any standard of performance for emissions of carbon dioxide from existing fossil fuel-fired electric utility generating units before the Administrator has finalized a standard of performance for emissions of carbon dioxide from new fossil fuel-fired electric utility generating units.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 12, 2013

Mr. MCKINLEY (for himself, Mr. GRIFFIN of Arkansas, Mr. STIVERS, Mrs. CAPITO, Mr. JOHNSON of Ohio, Mr. RAHALL, Mr. GUTHRIE, and Mr. CRAMER) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To prohibit the Administrator of the Environmental Protection Agency from proposing any standard of performance for emissions of carbon dioxide from existing fossil fuel-fired electric utility generating units before the Administrator has finalized a standard of performance for emissions of carbon dioxide from new fossil fuel-fired electric utility generating units.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Keep the EPA Honest
3 Act of 2013”.

4 **SEC. 2. PROHIBITION AGAINST PROPOSING STANDARDS OF**
5 **PERFORMANCE FOR EMISSIONS OF CARBON**
6 **DIOXIDE FROM EXISTING POWER PLANTS BE-**
7 **FORE FINALIZING STANDARDS OF PERFORM-**
8 **ANCE FOR EMISSIONS OF CARBON DIOXIDE**
9 **FROM NEW POWER PLANTS.**

10 (a) PROHIBITION.—The Administrator of the Envi-
11 ronmental Protection Agency shall not propose any stand-
12 ard of performance under section 111(d) of the Clean Air
13 Act (42 U.S.C. 7411(d)) for emissions of carbon dioxide
14 from existing fossil fuel-fired electric utility generating
15 units before the Administrator has finalized and published
16 in the Federal Register a standard of performance under
17 section 111(b) of such Act (42 U.S.C. 7411(b)) for emis-
18 sions of carbon dioxide from new fossil fuel-fired electric
19 utility generating units.

20 (b) RULE OF CONSTRUCTION.—This Act shall not be
21 construed to have any implication with respect to whether
22 the Administrator of the Environmental Protection Agen-
23 cy has authority to propose standards of performance
24 under section 111(d) of the Clean Air Act (42 U.S.C.
25 7411(d)) for emissions of air pollutants other than carbon
26 dioxide from existing sources before finalizing standards

1 of performance under section 111(b) of such Act (42
2 U.S.C. 7411(b)) for emissions of such air pollutants from
3 new sources.

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