

113TH CONGRESS
2D SESSION

H. R. 5358

To amend the National Environmental Policy Act of 1969 to clarify that no Federal agency shall be required to consider the social cost of carbon as a condition of compliance with such Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 31, 2014

Mr. MCKINLEY introduced the following bill; which was referred to the
Committee on Natural Resources

A BILL

To amend the National Environmental Policy Act of 1969 to clarify that no Federal agency shall be required to consider the social cost of carbon as a condition of compliance with such Act, 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. AGENCIES NOT REQUIRED TO CONSIDER SO-**
4 **CIAL COST OF CARBON.**

5 Title I of the National Environmental Policy Act of
6 1969 (42 U.S.C. 4331 et seq.) is amended by adding at
7 the end the following new section:

1 “SEC. 106. (a) No Federal agency shall be required
2 to consider the social cost of carbon as part of any cost-
3 benefit or regulatory analysis of any program, project, ac-
4 tivity, or administrative action of the agency as a condition
5 of compliance with this Act.

6 “(b) In this section:

7 “(1) The term ‘Federal agency’ has the mean-
8 ing given the term ‘Executive agency’ in section 133
9 of title 41, United States Code.

10 “(2) The term ‘social cost of carbon’ means the
11 social cost of carbon as described in the technical
12 support document entitled ‘Technical Support Docu-
13 ment: Technical 15 Update of the Social Cost of
14 Carbon for Regulatory Impact Analysis Under Exec-
15 utive Order No. 12866’, published by the Inter-
16 agency Working Group on Social Cost of Carbon,
17 United States Government, in May 2013, revised in
18 November 2013, or any successor or substantially
19 related document, or any other estimate of the mon-
20 etized damages associated with an incremental in-
21 crease in carbon dioxide emissions in a given year.”.

○