

116TH CONGRESS
1ST SESSION

H. R. 1406

To extend the jurisdiction of the Commodity Futures Trading Commission to include the setting of reference prices for aluminum premiums, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2019

Mr. LAWSON of Florida (for himself and Mr. BUCK) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To extend the jurisdiction of the Commodity Futures Trading Commission to include the setting of reference prices for aluminum premiums, 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. SHORT TITLE.**

4 This Act may be cited as the “Aluminum Pricing Ex-
5 amination Act” or the “APEX Act”.

1 **SEC. 2. JURISDICTION OF THE COMMODITY FUTURES**
2 **TRADING COMMISSION OVER THE SETTING**
3 **OF REFERENCE PRICES FOR ALUMINUM PRE-**
4 **MIUMS.**

5 Section 2(a)(1) of the Commodity Exchange Act (7
6 U.S.C. 2(a)(1)) is amended by adding at the end the fol-
7 lowing:

8 “(E)(i) The Commission shall have exclusive jurisdic-
9 tion over the setting of reference prices for aluminum pre-
10 miums.

11 “(ii)(I) The Commission shall consult with the Attor-
12 ney General on any relevant information, allegations of
13 anticompetitive conduct, or marketplace analysis in the
14 setting or reporting of such a reference price.

15 “(II) The Commission shall afford the Attorney Gen-
16 eral an opportunity to review any regulation or guideline
17 proposed by the Commission in carrying out this subpara-
18 graph to ensure that the regulation or guideline is con-
19 sistent with the goals and purposes of the antitrust laws.

20 “(III) The Attorney General may cooperate with, and
21 share relevant information with, the Commission, with re-
22 spect to the setting of such a reference price, and shall
23 review any such proposed regulation or guideline to ensure
24 that the regulation or guideline is in accordance with the
25 goals and purposes of the antitrust laws.

1 “(IV) The Attorney General shall transmit to the
2 Commission the views of the Attorney General on any such
3 proposed regulation or guideline.”.

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