AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 8
OFFERED BY MR. BURGESS OF TEXAS

Strike section 4122.

Strike section 4123.

Strike section 4126.

At the end of chapter 2 of subtitle A of title IV, add the following:

SEC. ______. REPEAL OF ENERGY CONSERVATION STANDARDS.
(a) DEFINITIONS.—Section 321 of the Energy Policy and Conservation Act (42 U.S.C. 6291) is amended—
    (1) in paragraph (4), by striking “, determined in accordance with test procedures under section 323”;
    (2) in paragraph (5), by striking “, determined in accordance with test procedures under section 323”;
    (3) by striking paragraph (6);
    (4) in paragraph (7), by striking “, determined in accordance with section 323”;

(5) by striking paragraphs (19), (20), (22), (26), and (28);

(6) in paragraph (29), by striking subparagraphs (C), (D), (E), (G), (H), (I), (J), (K), (L), (M), (N), (O), and (P);

(7) in paragraph (30), by striking subparagraphs (G), (O), (U), and (V);

(8) in paragraph (31), by striking subparagraph (H); and

(9) by striking paragraphs (32), (33), (34), (35), (36), (37), (38), (39), (40), (41), (42), (43), (44), (45), (47), (48), (50), (52), (53), (54), (55), (56), (57), (59), (60), (62), (65), and (66).

(b) Test Procedures.—Section 323 of the Energy Policy and Conservation Act (42 U.S.C. 6293) is amended—

(1) by striking subsections (a), (b), (d), (e), and (f); and

(2) in subsection (e)—

(A) in paragraph (1), by striking “a test procedure is applicable under subsection (a)” and inserting “a test procedure was applicable under subsection (a) or (b), as in effect on the date before the date of enactment of the North
American Energy Security and Infrastructure Act,”; and

(B) by striking paragraphs (2) and (3).

(c) LABELING.—Section 324 of the Energy Policy and Conservation Act (42 U.S.C. 6294) is amended—

(1) in subsection (a)—

(A) in paragraph (2)—

(i) in subparagraph (B), by striking “and to which standards are applicable under section 325”;

(ii) in subparagraph (C)(i), by striking “and to which standards are applicable under section 325”;

(iii) in subparagraph (D)—

(I) by striking clause (ii); and

(II) in clause (iii)(II)—

(aa) in item (aa), by striking “; and” and inserting a period; and

(bb) by striking item (bb);

(iv) by striking subparagraph (E);

and

(v) by striking subparagraph (F);

(B) in paragraph (3)—
(i) by striking the comma at the end of subparagraph (A) and inserting “; and”; and

(ii) by striking subparagraph (B); and

(C) by striking paragraph (5); and

(2) in subsection (c)—

(A) in paragraph (1)(A), by striking “(determined in accordance with test procedures prescribed under section 323)” each place it appears;

(B) by striking paragraph (2)(C); and

(C) in paragraph (8)(A), by striking “in accordance with test procedures prescribed under section 323” and inserting “in accordance with generally accepted industry testing procedures”.

(d) ENERGY CONSERVATION STANDARDS.—Section 325 of the Energy Policy and Conservation Act (42 U.S.C. 6295) is repealed.

(e) REQUIREMENTS OF MANUFACTURERS.—Section 326 of the Energy Policy and Conservation Act (42 U.S.C. 6296) is amended—

(1) in subsection (b)—

(A) by striking paragraph (3)(A);
(B) in paragraph (4), by striking “in accordance with the test procedures applicable to such product under section 323” and inserting “in accordance with generally accepted industry testing procedures”; and

(C) in paragraph (5), by striking “323, 324, or 325” and inserting “324”; and

(2) in subsection (d)—

(A) by striking “and the economic impact of any proposed energy conservation standard”; and

(B) by striking “test procedures, labeling rules, and energy conservation standards” and inserting “labeling rules”.

(f) EFFECT ON OTHER LAW.—Section 327 of the Energy Policy and Conservation Act (42 U.S.C. 6297) is amended by striking subsections (a) through (f) and inserting the following:

“(a) PROHIBITION ON ENERGY CONSERVATION STANDARDS.—No State or Federal agency may adopt or continue in effect any requirement to comply with a standard for energy conservation or water efficiency with respect to a product.”.
(g) PROHIBITED ACTS.—Section 332(a) of the Energy Policy and Conservation Act (42 U.S.C. 6302(a)) is amended—

(1) in paragraph (4), by striking the semicolon and inserting “; or”;

(2) by striking paragraphs (5), (6), and (7); and

(3) in paragraph (8)(D), by striking “described in section 325(e)(6)(A)(ii)(V)”.

(h) ENFORCEMENT.—Section 333 of the Energy Policy and Conservation Act (42 U.S.C. 6303) is amended—

(1) in subsection (a)—

(A) by striking “or violations of paragraph (5), (6), (7), or (8)” and inserting “a violation of paragraph (8)”;

and

(B) by striking “Each violation of paragraph (1), (2), (5), (6), (7), or (8)” and inserting “Each violation of paragraph (1), (2), or (8)”;

and

(2) by striking subsection (e).

(i) INJUNCTIVE ENFORCEMENT.—Section 334 of the Energy Policy and Conservation Act (42 U.S.C. 6304) is amended—

(1) in the first sentence, by striking “or 325”;
(2) in the second sentence, by striking “(5), (6), (7), or”; and
(3) by striking the third sentence.

(j) CITIZEN SUITS.—Section 335(a) of the Energy Policy and Conservation Act (42 U.S.C. 6305(a)) is amended—

(1) in paragraph (1), by striking the semicolon at the end and inserting “; or”;
(2) in paragraph (2), by striking “; or” and inserting a period;
(3) by striking paragraph (3); and
(4) in the matter following paragraph (3), by striking the second and third sentences.

(k) ADMINISTRATIVE PROCEDURE AND JUDICIAL REVIEW.—Section 336 of the Energy Policy and Conservation Act (42 U.S.C. 6306) is amended—

(1) in subsection (a)—
(A) in paragraph (1), by striking “323, 324, 325, 327, or 328” and inserting “324 or 328”; and
(B) by striking paragraph (2);
(2) in subsection (b), by striking “section 323, 324, or 325” each place it appears and inserting “section 324”; and
(3) by striking subsection (e).
(l) CONSUMER EDUCATION.—Section 337 of the Energy Policy and Conservation Act (42 U.S.C. 6307) is amended by striking subsection (b).

(m) CERTAIN INDUSTRIAL EQUIPMENT.—Part C of title III of the Energy Policy and Conservation Act (42 U.S.C. 6311 et seq.) is repealed.

Page 190, line 3, strike “sections 321 through 346” and insert “sections 321 through 339”.

Page 202, strike line 21 and insert “Section 322 of the”.

Page 203, strike lines 11 though 14.

Beginning on page 204, strike line 16 and all that follows through Page 205, line 11 and insert the following:

“(A) IN GENERAL.—For any type or class of consumer product which becomes a covered product pursuant to this subsection, the Commission may prescribe labeling rules pursuant to section 324 if the Commission determines that labeling in accordance with that section is technologically and economically feasible and likely to assist consumers in making purchasing decisions.”
Beginning on page 205, strike line 17 and all that follows through page 209, line 7 and insert the following:

(b) CONFORMING AMENDMENTS PROVIDING FOR JUDICIAL REVIEW.—Section 336 of the Energy Policy and Conservation Act (42 U.S.C. 6306), as amended by this Act, is further amended—

(1) in subsection (a)(1), by striking “324” and inserting “322, 324,”; and

(2) in subsection (b), by inserting “322 or” before “324” each place it appears.

Strike section 4162.

[Redaction]