

**AMENDMENT TO RULES COMMITTEE PRINT**

**117-31**

**OFFERED BY MR. CLOUD OF TEXAS**

At the end of division L, add the following:

1 **SEC. 110002. STRUCTURES INTERFERING WITH AIR COM-**  
2 **MERCE OR NATIONAL SECURITY.**

3 Section 44718 of title 49, United States Code, is  
4 amended—

5 (1) in subsection (f)—

6 (A) by striking “As part of an aeronautical  
7 study” and inserting the following:

8 “(1) IN GENERAL.—As part of an aeronautical  
9 study”;

10 (B) by redesignating paragraphs (1) and  
11 (2) as subparagraphs (A) and (B), respectively;  
12 and

13 (C) by adding at the end the following:

14 “(2) WRITTEN TESTIMONY REQUIRED.—

15 “(A) IN GENERAL.—In making the finding  
16 required under paragraph (1)(A), the Secretary  
17 of Defense shall—

1                   “(i) elicit written testimony from the  
2                   base commander of each military installa-  
3                   tion—

4                               “(I) located within a 25 mile ra-  
5                               dius of the structure or sanitary land-  
6                               fill described in such paragraph; and

7                               “(II) that has a flight route with-  
8                               in a 10 mile radius of such structure  
9                               or sanitary landfill; and

10                   “(ii) consider such written testimony  
11                   in making such finding.

12                   “(B) CONTENTS.—Each base commander  
13                   of a military installation who submits written  
14                   testimony under subparagraph (A) shall de-  
15                   scribe the extent to which the proposed con-  
16                   struction, alteration, establishment, or expan-  
17                   sion of a structure or sanitary landfill would  
18                   impact the operations, military readiness, and  
19                   military training routes of such military instal-  
20                   lation.”;

21                   (2) in subsection (h) by adding at the end the  
22                   following:

23                               “(3) ENERGY PROJECT.—The term ‘energy  
24                               project’ has the meaning given such term in section  
25                               183a(h) of title 10.

1           “(4) FOREIGN PRINCIPAL; AGENT OF A FOR-  
2 EIGN PRINCIPAL.—The terms ‘foreign principal’ and  
3 ‘agent of a foreign principal’ have the meaning given  
4 such terms in section 1 of the Foreign Agents Reg-  
5 istration Act of 1938 (22 U.S.C. 611).”;

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

7           “(i) SPECIAL RULE FOR ENERGY PROJECTS.—

8           “(1) IN GENERAL.—Any person who is required  
9 to submit an application for an energy project under  
10 this section shall include in such application a disclo-  
11 sure of any relationship such person has with a for-  
12 eign principal or with an agent of a foreign prin-  
13 cipal.

14           “(2) INACCURATE DISCLOSURE OF RELATION-  
15 SHIP WITH FOREIGN PRINCIPAL.—

16           “(A) IN GENERAL.—The Secretary of  
17 Transportation, in consultation with the Attor-  
18 ney General of the United States, shall estab-  
19 lish a process to evaluate the accuracy of a dis-  
20 closure made under paragraph (1) and deter-  
21 mine whether a person has violated such para-  
22 graph.

23           “(B) INITIAL PENALTY FOR INACCURATE  
24 DISCLOSURE.—If the Secretary determines that  
25 a person has violated paragraph (1), such per-

1 son shall be prohibited from submitting an ap-  
2 plication for an energy project under this sec-  
3 tion during the period beginning on the date on  
4 which the Secretary made the determination  
5 under subparagraph (A) and ending on the date  
6 that is 2 years after such determination.

7 “(C) PENALTIES FOR SUBSEQUENT INAC-  
8 CURATE DISCLOSURES.—If the Secretary deter-  
9 mines that a person violates paragraph (1)  
10 after an initial violation under subparagraph  
11 (B), such person shall be permanently prohib-  
12 ited from submitting an application for an en-  
13 ergy project under this section.”

