AMENDMENT TO RULES COMM. PRINT 117–31
OFFERED BY MS. FOXX OF NORTH CAROLINA

Insert after section 30128 the following:

SEC. 30129. ACTIONS TO ESTABLISH OR REVISE UNITED STATES NATIONALLY DETERMINED CONTRIBUTION UNDER THE PARIS AGREEMENT.

(a) IN GENERAL.—Any action to establish or revise the United States nationally determined contribution under the Paris Agreement shall have force and effect only if—

(1) before the President submits the nationally determined contribution to the United Nations Framework Convention on Climate Change Secretariat, the President submits to Congress a report that—

(A) describes the proposed action;

(B) includes a plan for the United States to meet its nationally determined contribution under the Paris Agreement that details—

(i) a complete description of measures under the authority of the Federal Government necessary to achieve the United States nationally determined contribution,
including new or revised regulations, new
or revised authorities that require congres-
sional actions, and new or revised financial
incentives; and

(ii) how the United States will use the
Paris Agreement’s transparency provisions
to confirm that other parties to the Agree-
ment, including all major emitters, are ful-
filling their announced contributions to the
Agreement;

(C) describes how the United States na-
tionally determined contribution will impact the
level of total global emissions, based on the
most recent available global emissions data, and
how the United States nationally determined
contribution in the aggregate with the nation-
ally determined contributions of other countries
submitted under the Paris Agreement will re-
sult in a reduction of global emissions below
2005 levels by 2036 or by the date that is 15
years after the submission of the United States
nationally determined contribution, whichever
occurs later;

(D) if any measure described in subpara-
graph (B)(i) results in increased costs of energy
produced or consumed in the United States or 
increased costs to manufacture or produce 
goods or resources in the United States, in-
cludes specific policy measures that will pre-
vent—

(i) job displacement that would result 
as a result of any such measure;

(ii) reduced global competitiveness of 
goods and resources manufactured or pro-
duced in the United States as a result of 
any such measure; and

(iii) leaked emissions, including new 
or increased lifecycle greenhouse gas emis-
sions that will occur outside of the United 
States, as a result of any such measure;

(E) includes a specific timeline for imple-
menting the specific policy measures described 
in subparagraph (D) in a manner that such 
measures are fully implemented and in effect 
prior to or simultaneously with implementation 
and effectiveness of the measures described in 
subparagraph (B)(i) in order to ensure there is 
no period of time when domestic jobs and man-
ufacturing will be negatively impacted by such 
measures described in subparagraph (B)(i); and
(F) contains a determination of the President that the proposed action is in the national interest of the United States; and

(2) during the 60-day period beginning on the date on which the report is submitted under paragraph (1), a joint resolution of disapproval described in subsection (b) with respect to the proposed action is not enacted into law.

(b) JOINT RESOLUTION OF DISAPPROVAL.—

(1) IN GENERAL.—In this subsection, the term “joint resolution of disapproval” means only a joint resolution of either House of Congress—

(A) the title of which is as follows: “A joint resolution disapproving the action of the President to establish or revise the United States nationally determined contribution under the Paris Agreement.”; and

(B) the sole matter after the resolving clause of which is as follows: “Congress disapproves of the action of the President to establish or revise the United States nationally determined contribution under the Paris Agreement as proposed by the President in the report submitted to Congress under section 3(a)(1) of the Protecting American Resources, Innovation,
and Sovereignty Act on ____ relating to ____.

with the first blank space being filled with the appropriate date and the second blank space being filled with a short description of the proposed action.

(2) **Congressional Procedures.**—A joint resolution of disapproval shall be considered in the House of Representatives and the Senate in accordance with paragraphs (3) through (5) of section 135(e) of the Atomic Energy Act of 1954 (42 U.S.C. 2160e(e)).

(c) **Rules of Construction Relating to Paris Agreement.**—

(1) **Relating to Paris Agreement.**—Nothing in the Paris Agreement may be used to establish or demonstrate the existence of a violation of United States law or an offense against the law of nations in United States courts, including—

(A) to establish standing, a cause of action, or a source of damages as a matter of law; or

(B) to demonstrate whether an action by a Federal agency is arbitrary or capricious, an abuse of discretion, or otherwise not in accordance with law.
(2) RELATING TO THIS ACT.—Nothing in paragraph (1) may be construed to modify or limit any obligation of the United States pursuant to an international treaty that was ratified by the President with the advice and consent of the Senate, including the United Nations Framework Convention on Climate Change.

(d) DEFINITIONS.—In this section:

(1) MAJOR EMITTER.—The term “major emitter” means any country, or defined group of countries that share a common nationally determined contribution under the Paris Agreement, that accounts for at least one percent of global greenhouse gas emissions based on most recent data as determined by the Department of State.

(2) PARIS AGREEMENT.—The term “Paris Agreement” means the decision by the United Nations Framework Convention on Climate Change’s 21st Conference of Parties in Paris, France, adopted December 12, 2015.