

AMENDMENT TO
RULES COMMITTEE PRINT 115-28
OFFERED BY MR. LYNCH OF MASSACHUSETTS

At the end, add the following new section:

1 **SEC. 3. SUSPENSION OF CERTIFICATE OF PUBLIC CONVEN-**
2 **IENCE AND NECESSITY IN AREA WITH PRE-**
3 **EXISTING UNSAFE AIR POLLUTANT LEVELS.**

4 (a) IN GENERAL.—Where certified independent air
5 quality testing demonstrates an existing violation of a na-
6 tional ambient air quality standard promulgated under
7 section 109 of the Clean Air Act (42 U.S.C. 7409), or
8 of a requirement relating to a hazardous air pollutant list-
9 ed under section 112 of the Clean Air Act (42 U.S.C.
10 7412), at a site (including any community surrounding
11 such site) that is identified as the proposed location of
12 a project for which a certificate of public convenience and
13 necessity has been issued to a covered holder, until such
14 time as the State environmental authority with jurisdic-
15 tion over the project site conducts certified independent
16 air quality testing (or other air quality testing using meth-
17 ods that have been approved by the State environmental
18 authority or the Environmental Protection Agency) and

1 certifies to the Federal Energy Regulatory Commission
2 that any such violation has been remediated—

3 (1) the covered holder shall suspend all activi-
4 ties authorized by the certificate of public conven-
5 ience and necessity of the covered holder; and

6 (2) the Commission may not issue any new cer-
7 tificate of public convenience and necessity under
8 section 7 of the Natural Gas Act to the covered
9 holder with respect to the applicable project or
10 project site (including any community surrounding
11 such site).

12 (b) DEFINITION.—In this section, the term “covered
13 holder” means a holder of a certificate of public conven-
14 ience and necessity, issued under section 7 of the Natural
15 Gas Act, during the one-year period ending on the date
16 of enactment of this Act, that has not commenced con-
17 struction of the project for which such certificate was
18 issued by such date of enactment.

