

115TH CONGRESS
1ST SESSION

S. 1009

To amend the Natural Gas Act to require the Federal Energy Regulatory Commission and the Secretary of Energy to consider certain factors in making a public interest determination under that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 2, 2017

Mr. KING (for himself and Mr. FRANKEN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Natural Gas Act to require the Federal Energy Regulatory Commission and the Secretary of Energy to consider certain factors in making a public interest determination under that Act, 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 “Natural Gas Consumer
5 Protection Act”.

1 **SEC. 2. CONSIDERATIONS FOR PUBLIC INTEREST DETER-**
 2 **MINATION.**

3 Section 3 of the Natural Gas Act (15 U.S.C. 717b)
 4 is amended—

5 (1) by striking the section heading and all that
 6 follows through “After six months” in subsection (a)
 7 and inserting the following:

8 **“SEC. 3. EXPORTATION OR IMPORTATION OF NATURAL**
 9 **GAS; LNG TERMINALS.**

10 “(a) IN GENERAL.—

11 “(1) ORDER REQUIRED.—After 6 months”; and
 12 (2) in subsection (a)—

13 (A) in paragraph (1) (as designated by
 14 paragraph (1)), in the second sentence, by
 15 striking “The Commission” and inserting the
 16 following:

17 “(2) ISSUANCE OF ORDER ON APPLICATION
 18 AND DETERMINATION OF PUBLIC INTEREST.—

19 “(A) IN GENERAL.—The Commission”;

20 (B) in paragraph (2)(A) (as designated by
 21 subparagraph (A)), in the second sentence, by
 22 striking “The Commission” and inserting the
 23 following:

24 “(B) AUTHORITY TO ISSUE ORDERS AND
 25 SUPPLEMENTAL ORDERS.—The Commission”;
 26 and

1 (C) in paragraph (2) (as designated by
2 subparagraph (A)), by adding at the end the
3 following:

4 “(C) CONSIDERATIONS.—In making a pub-
5 lic interest determination under subparagraph
6 (A) in the case of an application for expor-
7 tation, the Commission or the Secretary of En-
8 ergy, as applicable, shall consider—

9 “(i) the need in the United States for
10 the natural gas to be exported;

11 “(ii) the impact of the proposed nat-
12 ural gas exports on—

13 “(I) natural gas prices in the
14 United States, including regional nat-
15 ural gas prices and natural gas prices
16 for domestic consumers and manufac-
17 turers and other industries;

18 “(II) the differential in natural
19 gas prices between the United States
20 and foreign countries;

21 “(III) the global economic com-
22 petitiveness of domestic manufactur-
23 ers and other domestic industries;

1 “(IV) domestic employment in
2 manufacturing and other industries,
3 including regional employment;

4 “(V) the demand for natural gas
5 in the United States, including re-
6 gional natural gas demand;

7 “(VI) the supply of natural gas
8 in the United States, including re-
9 gional natural gas supply; and

10 “(VII) United States energy se-
11 curity; and

12 “(iii) any other factor that the Com-
13 mission or the Secretary of Energy deter-
14 mines to be appropriate.”.

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