

115TH CONGRESS  
1ST SESSION

# H. R. 4381

To require certain holders of a certificate of public convenience and necessity issued under the Natural Gas Act to suspend activities authorized by the certificate until violations relating to air quality are remediated, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 13, 2017

Mr. LYNCH introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To require certain holders of a certificate of public convenience and necessity issued under the Natural Gas Act to suspend activities authorized by the certificate until violations relating to air quality are remediated, 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 Pipeline  
5 Public Health Protection Act of 2017”.

1 **SEC. 2. SUSPENSION OF CERTIFICATE OF PUBLIC CONVEN-**  
2 **IENCE AND NECESSITY IN AREAS 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  
19 certifies to the Federal Energy Regulatory Commission  
20 that any such violation has been remediated—

21 (1) the covered holder shall suspend all activi-  
22 ties authorized by the certificate of public conven-  
23 ience and necessity of the covered holder; and

24 (2) the Commission may not issue any new cer-  
25 tificate of public convenience and necessity under  
26 section 7 of the Natural Gas Act (15 U.S.C. 717f)

1 to the covered holder with respect to the applicable  
2 project or project site (including any community sur-  
3 rounding such site).

4 (b) DEFINITION.—In this section, the term “covered  
5 holder” means a holder of a certificate of public conven-  
6 ience and necessity, issued under section 7 of the Natural  
7 Gas Act, during the two-year period ending on the date  
8 of enactment of this Act, that has not commenced con-  
9 struction of the project for which such certificate was  
10 issued by such date of enactment.

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