

118TH CONGRESS
1ST SESSION

H. R. 2384

To lower energy costs by ending judicial review for legacy projects and providing jurisdiction to the United States Court of Appeals for the District of Columbia Circuit, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2023

Mrs. MILLER of West Virginia (for herself, Mr. RESCHENTHALER, and Mr. MOONEY) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To lower energy costs by ending judicial review for legacy projects and providing jurisdiction to the United States Court of Appeals for the District of Columbia Circuit, 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 “Complete American
5 Pipelines Act of 2023”.

6 **SEC. 2. LEGACY PROJECTS.**

7 Notwithstanding any other provision of law, for any
8 project that, prior to January 1, 2018, has been granted

1 a certificate of public convenience and necessity by the
2 Federal Energy Regulatory Commission pursuant to sec-
3 tion 7(e) of the Natural Gas Act (15 U.S.C. 717f(e)), and
4 where such certificate of public convenience and necessity
5 is still in effect—

6 (1) such project shall be constructed expedi-
7 tiously in the location and form specified in such
8 certificate of public convenience and necessity or any
9 amendment or authorization issued pursuant there-
10 to, and consistent with other applicable permits;

11 (2) such certificate of public convenience and
12 necessity and any amendment, extension of time, or
13 other authorization issued pursuant to or related
14 thereto, and any order or action of a Federal agency
15 or State administrative agency acting pursuant to
16 Federal law for such project that is required to com-
17 plete construction of such project, issued prior to or
18 subsequent to the enactment of this section, shall
19 not be subject to judicial review in any court, and
20 any action (including any action pending in a court
21 as of the date of enactment of this section) seeking
22 judicial review of such an agency order or action
23 shall not be filed or maintained in any court and
24 shall be promptly dismissed; and

1 (3) the United States Court of Appeals for the
2 District of Columbia Circuit shall have original and
3 exclusive jurisdiction over any claim alleging the in-
4 validity of this section or that an action is beyond
5 the scope of authority conferred by this section.

○