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112TH CONGRESS
1ST SESSION

H. R. 1049

To amend the National Environmental Policy Act of 1969 to direct the Council on Environmental Quality to report to Congress annually on the number of permits required under Federal law for which applications have been submitted and that have not been issued because an environmental impact statement is pending, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2011

Mr. JOHNSON of Ohio (for himself, Mr. DUNCAN of South Carolina, Mr. MILLER of Florida, Mrs. SCHMIDT, Mr. GOHMERT, Mr. WALBERG, Mr. SCOTT of South Carolina, Mr. PEARCE, Mr. HARPER, Mr. MCHENRY, Mr. HARRIS, Mr. TIBERI, Mr. STIVERS, Mr. LANDRY, Mr. MCKINLEY, Mr. BROUN of Georgia, Mr. LATOURETTE, Mr. NUNES, and Mr. AUSTRIA) introduced the following bill; which was referred to the Committee on Natural Resources

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A BILL

To amend the National Environmental Policy Act of 1969 to direct the Council on Environmental Quality to report to Congress annually on the number of permits required under Federal law for which applications have been submitted and that have not been issued because an environmental impact statement is pending, 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,*

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Regulatory Openness, Accountability, and Disclosure to Jobs Act of 2011'' or the ''ROAD to Jobs Act of 2011''.

SEC. 2. ANNUAL REPORTS ON PERMITS FOR WHICH ENVIRONMENTAL IMPACT STATEMENTS ARE PENDING.

(a) IN GENERAL.—Section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332) is amended—

(1) by inserting ''(a) IN GENERAL.—'' before the first sentence; and

(2) by adding at the end the following:

''(b) ANNUAL REPORT ON PENDING STATEMENTS AND DISAPPROVED PERMITS.—

''(1) IN GENERAL.—Not later than December 31 of each year, the Council on Environmental Quality shall submit a report to the Congress on—

''(A) the number of Federal permits for which applications have been submitted to Federal agencies or departments and that have not been issued during that year because a statement under subsection (a)(2) has not been issued; and

''(B) descriptions of the Federal permits for which statements were issued under sub-

section (a)(2), that were rejected or otherwise disapproved in that year.

"(2) CONTENTS.—Each report under this section shall contain—

"(A) a description of the economic impact of not issuing each permit, including—

"(i) the impact for the industry concerned;

"(ii) an estimate of the direct economic output of the project to be carried out under the permit once the project is completed; and

"(iii) the number of jobs that would be directly created by the activity to be carried out under the permit;

"(B) the date the application for each permit was submitted to the Federal agency or department;

"(C) the status of each permit application in the approval process; and

"(D) the date on which a decision on each permit application is expected to be made.

"(3) PERMIT DEFINED.—In this subsection, the term 'permit' means any license, certificate, approval, registration, charter, membership, exemption,

1 or other form of permission required by Federal law
2 for the conduct of activity.''.

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