

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

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Regulatory Openness,
3 Accountability, and Disclosure to Jobs Act of 2011” or
4 the “ROAD to Jobs Act of 2011”.

5 **SEC. 2. ANNUAL REPORTS ON PERMITS FOR WHICH ENVI-**
6 **RONMENTAL IMPACT STATEMENTS ARE**
7 **PENDING.**

8 (a) IN GENERAL.—Section 102 of the National Envi-
9 ronmental Policy Act of 1969 (42 U.S.C. 4332) is amend-
10 ed—

11 (1) by inserting “(a) IN GENERAL.—” before
12 the first sentence; and

13 (2) by adding at the end the following:

14 “(b) ANNUAL REPORT ON PENDING STATEMENTS
15 AND DISAPPROVED PERMITS.—

16 “(1) IN GENERAL.—Not later than December
17 31 of each year, the Council on Environmental Qual-
18 ity shall submit a report to the Congress on—

19 “(A) the number of Federal permits for
20 which applications have been submitted to Fed-
21 eral agencies or departments and that have not
22 been issued during that year because a state-
23 ment under subsection (a)(2) has not been
24 issued; and

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

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

3 “(2) CONTENTS.—Each report under this sec-
4 tion shall contain—

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

7 “(i) the impact for the industry con-
8 cerned;

9 “(ii) an estimate of the direct eco-
10 nomic output of the project to be carried
11 out under the permit once the project is
12 completed; and

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

16 “(B) the date the application for each per-
17 mit was submitted to the Federal agency or de-
18 partment;

19 “(C) the status of each permit application
20 in the approval process; and

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

23 “(3) PERMIT DEFINED.—In this subsection, the
24 term ‘permit’ means any license, certificate, ap-
25 proval, registration, charter, membership, exemption,

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

