

117TH CONGRESS
2D SESSION

H. R. 7102

To prohibit the export of crude oil and finished motor gasoline produced in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 16, 2022

Mr. SEAN PATRICK MALONEY of New York introduced the following bill;
which was referred to the Committee on Foreign Affairs

A BILL

To prohibit the export of crude oil and finished motor gasoline produced in the United States, 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 “American Energy for
5 American Consumers Act”.

6 **SEC. 2. PROHIBITION ON THE EXPORT OF CRUDE OIL AND**
7 **FINISHED MOTOR GASOLINE.**

8 (a) PROHIBITION.—Notwithstanding any other provi-
9 sion of law, the President shall promulgate a rule prohib-
10 iting, during the period described in subsection (d), the

1 export of crude oil and finished motor gasoline (as defined
2 by the Energy Information Administration) produced in
3 the United States.

4 (b) EXEMPTIONS.—In promulgating the rule under
5 subsection (a), the President may exempt from the prohi-
6 bition described in such subsection exports of crude oil or
7 finished motor gasoline—

8 (1) as the President determines to be consistent
9 with the national interest, taking into account the
10 national interest as related to the need to leave unin-
11 terrupted or unimpaired—

12 (A) exchanges in similar quantity for con-
13 venience or increased efficiency of transpor-
14 tation with persons or the government of a for-
15 eign country;

16 (B) temporary exports for convenience or
17 increased efficiency of transportation across
18 parts of an adjacent foreign country which ex-
19 ports reenter the United States; and

20 (C) the historical trading relations of the
21 United States with Canada and Mexico; or

22 (2) as the President determines appropriate for
23 national security purposes, such as to a country that
24 is a party to a mutual defense treaty with the
25 United States.

1 (c) WAIVER OF NOTICE AND COMMENT.—

2 (1) IN GENERAL.—The provisions of subchapter
3 II of chapter 5 of title 5, United States Code, shall
4 apply with respect to the promulgation of any rule
5 pursuant to this section, except that the President
6 may waive the requirement pertaining to the notice
7 of proposed rulemaking or period for comment only
8 if the President finds that compliance with such re-
9 quirements may seriously impair the ability of the
10 President to impose effective and timely prohibitions
11 on exports.

12 (2) OPPORTUNITY TO COMMENT THERE-
13 AFTER.—In the event such notice and comment pe-
14 riod are waived with respect to a rule promulgated
15 under this section, the President shall afford inter-
16 ested persons an opportunity to comment on any
17 such rule at the earliest practicable date thereafter.

18 (d) APPLICABILITY.—The period described in this
19 subsection is the period that begins on the effective date
20 of the rule promulgated under subsection (a) and ends on
21 the earlier of—

22 (1) the date that the President determines the
23 national average price for unleaded gasoline has
24 been, for a period of at least 30 days, at or below

1 the national average price for unleaded gasoline on
2 January 1, 2022; and

3 (2) the date that the President determines is
4 the formal end to the conflict between Russia and
5 Ukraine.

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