

117TH CONGRESS
2D SESSION

S. 4651

To amend the Energy Policy and Conservation Act to require the Secretary of Energy to stipulate, as a condition on the sale at auction of any petroleum products from the Strategic Petroleum Reserve, that the petroleum products not be exported to certain countries, to prohibit such sales to certain state-owned entities, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 28, 2022

Mr. BARRASSO (for himself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Energy Policy and Conservation Act to require the Secretary of Energy to stipulate, as a condition on the sale at auction of any petroleum products from the Strategic Petroleum Reserve, that the petroleum products not be exported to certain countries, to prohibit such sales to certain state-owned entities, 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. PROHIBITION ON EXPORT OF STRATEGIC PE-**
 2 **TROLEUM RESERVE PETROLEUM PRODUCTS**
 3 **TO CERTAIN COUNTRIES AND SALES TO CER-**
 4 **TAIN STATE-OWNED ENTITIES.**

5 Section 161(i) of the Energy Policy and Conservation
 6 Act (42 U.S.C. 6241(i)) is amended—

7 (1) by striking “(i) Notwithstanding any other
 8 law” and inserting the following:

9 “(i) REFINER OR EXCHANGER OUTSIDE THE UNITED
 10 STATES.—

11 “(1) IN GENERAL.—Notwithstanding any other
 12 provision of law and subject to paragraphs (2) and
 13 (3)”; and

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

15 “(2) PROHIBITION ON EXPORT OF STRATEGIC
 16 PETROLEUM RESERVE PETROLEUM PRODUCTS TO
 17 CERTAIN COUNTRIES.—Notwithstanding any other
 18 provision of law, with respect to the drawdown and
 19 sale at auction of any petroleum products from the
 20 Reserve under this section after the date of enact-
 21 ment of this paragraph, the Secretary shall require,
 22 as a condition of the sale, that the petroleum prod-
 23 ucts not be exported to a country that is designated
 24 as a country of particular concern for religious free-
 25 dom under clause (ii) of section 402(b)(1)(A) of the

1 International Religious Freedom Act of 1998 (22
2 U.S.C. 6442(b)(1)(A)).

3 “(3) REQUIREMENTS APPLICABLE TO CERTAIN
4 STATE-OWNED ENTITIES.—Notwithstanding any
5 other provision of law, with respect to the drawdown
6 and sale at auction of any petroleum products from
7 the Reserve under this section after the date of en-
8 actment of this paragraph, if the Secretary deter-
9 mines that, as of the date of the auction, there is
10 in effect a United States ban on, or the imposition
11 of sanctions by the United States with respect to,
12 the purchase of crude oil from 1 or more countries—

13 “(A) to be eligible to bid in the auction, a
14 state-owned entity shall submit to the Secretary
15 a certification that the state-owned entity has
16 not purchased petroleum products from any
17 country subject to such a ban or sanctions dur-
18 ing the period in which the ban or sanctions
19 were in effect; and

20 “(B) if the Secretary determines that a
21 state-owned entity participating in the auction
22 has purchased crude oil from a country subject
23 to such a ban or sanctions during the period in
24 which the ban or sanctions were in effect, the
25 Secretary shall not sell petroleum products from

- 1 the Reserve to the state-owned entity under the
- 2 auction.”.

