

In the Senate of the United States,

February 12, 1998.

Resolved, That the Senate agree to the amendment of the House of Representatives to the amendment of the Senate to the bill (H.R. 2472) entitled “An Act to extend certain programs under the Energy Policy and Conservation Act.”, with the following

**SENATE AMENDMENT TO HOUSE AMENDMENT TO
SENATE AMENDMENT:**

In lieu of the matter proposed to be inserted by the House amendment, insert:

1 ***SECTION 1. ENERGY POLICY AND CONSERVATION ACT***

2 ***AMENDMENTS.***

3 *The Energy Policy and Conservation Act is amend-*
4 *ed—*

5 *(1) in section 166 (42 U.S.C. 6246) by striking*
6 *“1997” and inserting in lieu thereof “1999”;*

7 *(2) in section 181 (42 U.S.C. 6251) by striking*
8 *“1997” both places it appears and inserting in lieu*
9 *thereof “1999”;*

1 (3) by striking “section 252(l)(1)” in section
2 251(e)(1) (42 U.S.C. 6271(e)(1)) and inserting “sec-
3 tion 252(k)(1)”;

4 (4) in section 252 (42 U.S.C. 6272)—

5 (A) in subsections (a)(1) and (b), by strik-
6 ing “allocation and information provisions of
7 the international energy program” and inserting
8 “international emergency response provisions”;

9 (B) in subsection (d)(3), by striking
10 “known” and inserting after “circumstances”
11 “known at the time of approval”;

12 (C) in subsection (e)(2) by striking “shall”
13 and inserting “may”;

14 (D) in subsection (f)(2) by inserting “vol-
15 untary agreement or” after “approved”;

16 (E) by amending subsection (h) to read as
17 follows:

18 “(h) Section 708 of the Defense Production Act of 1950
19 shall not apply to any agreement or action undertaken for
20 the purpose of developing or carrying out—

21 “(1) the international energy program, or

22 “(2) any allocation, price control, or similar
23 program with respect to petroleum products under
24 this Act.”;

1 (F) in subsection (k) by amending para-
2 graph (2) to read as follows—

3 “(2) The term ‘international emergency response
4 provisions’ means—

5 “(A) the provisions of the international en-
6 ergy program which relate to international allo-
7 cation of petroleum products and to the informa-
8 tion system provided in the program, and

9 “(B) the emergency response measures
10 adopted by the Governing Board of the Inter-
11 national Energy Agency (including the July 11,
12 1984, decision by the Governing Board on
13 ‘Stocks and Supply Disruptions’) for—

14 “(i) the coordinated drawdown of
15 stocks of petroleum products held or con-
16 trolled by governments; and

17 “(ii) complementary actions taken by
18 governments during an existing or impend-
19 ing international oil supply disruption.”;
20 and

21 (G) by amending subsection (l) to read as
22 follows:

23 “(l) The antitrust defense under subsection (f) shall not
24 extend to the international allocation of petroleum products
25 unless allocation is required by chapters III and IV of the

1 *international energy program during an international en-*
2 *ergy supply emergency.”; and*

3 *(5) in section 281 (42 U.S.C. 6285) by striking*
4 *“1997” both places it appears and inserting in lieu*
5 *thereof “1999”.*

6 *(6) at the end of section 154 by adding the fol-*
7 *lowing new subsection:*

8 *“(f)(1) The drawdown and distribution of petroleum*
9 *products from the Strategic Petroleum Reserve is authorized*
10 *only under section 161 of this Act, and drawdown and dis-*
11 *tribution of petroleum products for purposes other than*
12 *those described in section 161 of this Act shall be prohibited.*

13 *“(2) In the Secretary’s annual budget submission, the*
14 *Secretary shall request funds for acquisition, transpor-*
15 *tation, and injection of petroleum products for storage in*
16 *the Reserve. If no requests for funds is made, the Secretary*
17 *shall provide a written explanation of the reason there-*
18 *fore.”.*

Attest:

Secretary.

105TH CONGRESS
2^D SESSION

H. R. 2472

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HOUSE AMENDMENT TO
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