

119TH CONGRESS
1ST SESSION

S. _____

To prohibit States and local governments from prohibiting or limiting the connection, reconnection, modification, installation, transportation, distribution, or expansion of an energy service based on the type or source of energy to be delivered, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. JUSTICE (for himself, Mr. TUBERVILLE, and Mrs. CAPITO) introduced the following bill; which was read twice and referred to the Committee on

A BILL

To prohibit States and local governments from prohibiting or limiting the connection, reconnection, modification, installation, transportation, distribution, or expansion of an energy service based on the type or source of energy to be delivered, 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 “Energy Choice Act”.

5 **SEC. 2. DEFINITION OF ENERGY.**

6 In this Act, the term “energy” includes—

7 (1) natural gas;

- 1 (2) renewable natural gas;
- 2 (3) hydrogen;
- 3 (4) liquified petroleum gas;
- 4 (5) renewable liquified petroleum gas;
- 5 (6) other liquid petroleum products;
- 6 (7) biomass-based diesel fuels and renewable
- 7 fuels; and
- 8 (8) electricity.

9 **SEC. 3. LIMITATION ON REGULATION OF ENERGY CHOICE.**

10 A State or local government, including any instru-
11 mentality or regulatory agency of a State or local govern-
12 ment, may not adopt, implement, or enforce a law, regula-
13 tion, ordinance, building code, standard, or policy that
14 prohibits or limits, or has the effect of directly or indi-
15 rectly prohibiting or limiting, the connection, reconnection,
16 modification, installation, transportation, distribution, or
17 expansion of, or access to, an energy service based on the
18 type or source of energy sold in interstate commerce to
19 be delivered to an end-user of that energy service.