

AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit the export or sale of petroleum products from the Strategic Petroleum Reserve to certain entities.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. 2226

To authorize appropriations for fiscal year 2024 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. CRUZ (for himself, Mr. MANCHIN, Ms. ERNST, and Mr. FETTERMAN)

Viz:

1 At the appropriate place in subtitle D of title XXXI,

2 insert the following:

3 **SEC. 31_____ . PROHIBITION ON SALES OF PETROLEUM**

4 **PRODUCTS FROM THE STRATEGIC PETRO-**

5 **LEUM RESERVE TO CERTAIN COUNTRIES.**

6 (a) PROHIBITIONS.—Notwithstanding any other pro-

7 vision of law, unless a waiver has been issued under sub-

8 section (b), the Secretary of Energy shall not draw down

9 and sell petroleum products from the Strategic Petroleum

10 Reserve—

1 (1) to any entity that is under the ownership or
2 control of the Chinese Communist Party, the Peo-
3 ple’s Republic of China, the Russian Federation, the
4 Democratic People’s Republic of Korea, or the Is-
5 lamic Republic of Iran; or

6 (2) except on the condition that such petroleum
7 products will not be exported to the People’s Repub-
8 lic of China, the Russian Federation, the Democratic
9 People’s Republic of Korea, or the Islamic Republic
10 of Iran.

11 (b) WAIVER.—

12 (1) IN GENERAL.—On application by a bidder,
13 the Secretary of Energy may waive, prior to the date
14 of the applicable auction, the prohibitions described
15 in subsection (a) with respect to the sale of crude oil
16 to that bidder at that auction.

17 (2) REQUIREMENT.—The Secretary of Energy
18 may issue a waiver under this subsection only if the
19 Secretary determines that the waiver is in the inter-
20 est of the national security of the United States.

21 (3) APPLICATIONS.—A bidder seeking a waiver
22 under this subsection shall submit to the Secretary
23 of Energy an application by such date, in such form,
24 and containing such information as the Secretary of
25 Energy may require.

1 (4) NOTICE TO CONGRESS.—Not later than 15
2 days after issuing a waiver under this subsection,
3 the Secretary of Energy shall provide a copy of the
4 waiver to the Committee on Energy and Natural Re-
5 sources of the Senate and the Committee on Energy
6 and Commerce of the House of Representatives.