

AMENDMENT NO. _____ Calendar No. _____

Purpose: To provide funding for the superfund program,
with offsets.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

H. R. 5376

To provide for reconciliation pursuant to title II of S. Con.
Res. 14.

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 Ms. LUMMIS to
the amendment (No. 5194) proposed by Mr. SCHUMER

Viz:

1 Strike section 60103 and all that follows through the
2 period at the end of section 60201 and insert the fol-
3 lowing:

4 **SEC. 60103. DIESEL EMISSIONS REDUCTIONS.**

5 (a) GOODS MOVEMENT.—In addition to amounts oth-
6 erwise available, there is appropriated to the Adminis-
7 trator of the Environmental Protection Agency for fiscal
8 year 2022, out of any money in the Treasury not otherwise
9 appropriated, \$60,000,000, to remain available until Sep-
10 tember 30, 2031, for grants, rebates, and loans under sec-
11 tion 792 of the Energy Policy Act of 2005 (42 U.S.C.

1 16132) to identify and reduce diesel emissions resulting
2 from goods movement facilities, and vehicles servicing
3 goods movement facilities, in low-income and disadvan-
4 tagged communities to address the health impacts of such
5 emissions on such communities.

6 (b) ADMINISTRATIVE COSTS.—The Administrator of
7 the Environmental Protection Agency shall reserve 2 per-
8 cent of the amounts made available under this section for
9 the administrative costs necessary to carry out activities
10 pursuant to this section.

11 **SEC. 60104. FUNDING TO ADDRESS AIR POLLUTION.**

12 (a) FENCELINE AIR MONITORING AND SCREENING
13 AIR MONITORING.—In addition to amounts otherwise
14 available, there is appropriated to the Administrator of the
15 Environmental Protection Agency for fiscal year 2022, out
16 of any money in the Treasury not otherwise appropriated,
17 \$117,500,000, to remain available until September 30,
18 2031, for grants and other activities authorized under sub-
19 sections (a) through (c) of section 103 and section 105
20 of the Clean Air Act (42 U.S.C. 7403(a)–(c), 7405) to
21 deploy, integrate, support, and maintain fenceline air
22 monitoring, screening air monitoring, national air toxics
23 trend stations, and other air toxics and community moni-
24 toring.

1 (b) MULTIPOLLUTANT MONITORING STATIONS.—In
2 addition to amounts otherwise available, there is appro-
3 priated to the Administrator of the Environmental Protec-
4 tion Agency for fiscal year 2022, out of any money in the
5 Treasury not otherwise appropriated, \$50,000,000, to re-
6 main available until September 30, 2031, for grants and
7 other activities authorized under subsections (a) through
8 (c) of section 103 and section 105 of the Clean Air Act
9 (42 U.S.C. 7403(a)–(c), 7405)—

10 (1) to expand the national ambient air quality
11 monitoring network with new multipollutant moni-
12 toring stations; and

13 (2) to replace, repair, operate, and maintain ex-
14 isting monitors.

15 (c) AIR QUALITY SENSORS IN LOW-INCOME AND DIS-
16 ADVANTAGED COMMUNITIES.—In addition to amounts
17 otherwise available, there is appropriated to the Adminis-
18 trator of the Environmental Protection Agency for fiscal
19 year 2022, out of any money in the Treasury not otherwise
20 appropriated, \$3,000,000, to remain available until Sep-
21 tember 30, 2031, for grants and other activities author-
22 ized under subsections (a) through (c) of section 103 and
23 section 105 of the Clean Air Act (42 U.S.C. 7403(a)–(c),
24 7405) to deploy, integrate, and operate air quality sensors
25 in low-income and disadvantaged communities.

1 (d) EMISSIONS FROM WOOD HEATERS.—In addition
2 to amounts otherwise available, there is appropriated to
3 the Administrator of the Environmental Protection Agen-
4 cy for fiscal year 2022, out of any money in the Treasury
5 not otherwise appropriated, \$15,000,000, to remain avail-
6 able until September 30, 2031, for grants and other activi-
7 ties authorized under subsections (a) through (c) of sec-
8 tion 103 and section 105 of the Clean Air Act (42 U.S.C.
9 7403(a)–(c), 7405) for testing and other agency activities
10 to address emissions from wood heaters.

11 (e) METHANE MONITORING.—In addition to amounts
12 otherwise available, there is appropriated to the Adminis-
13 trator of the Environmental Protection Agency for fiscal
14 year 2022, out of any money in the Treasury not otherwise
15 appropriated, \$20,000,000, to remain available until Sep-
16 tember 30, 2031, for grants and other activities author-
17 ized under subsections (a) through (c) of section 103 and
18 section 105 of the Clean Air Act (42 U.S.C. 7403(a)–(c),
19 7405) for monitoring emissions of methane.

20 (f) CLEAN AIR ACT GRANTS.—In addition to
21 amounts otherwise available, there is appropriated to the
22 Administrator of the Environmental Protection Agency for
23 fiscal year 2022, out of any money in the Treasury not
24 otherwise appropriated, \$25,000,000, to remain available
25 until September 30, 2031, for grants and other activities

1 authorized under subsections (a) through (c) of section
2 103 and section 105 of the Clean Air Act (42 U.S.C.
3 7403(a)–(c), 7405).

4 (g) DEFINITION OF GREENHOUSE GAS.—In this sec-
5 tion, the term “greenhouse gas” has the meaning given
6 the term in section 211(o)(1)(G) of the Clean Air Act (42
7 U.S.C. 7545(o)(1)(G)) (as in effect on the date of enact-
8 ment of this Act).

9 **SEC. 60105. FUNDING TO ADDRESS AIR POLLUTION AT**
10 **SCHOOLS.**

11 (a) IN GENERAL.—In addition to amounts otherwise
12 available, there is appropriated to the Administrator of the
13 Environmental Protection Agency for fiscal year 2022, out
14 of any money in the Treasury not otherwise appropriated,
15 \$37,500,000, to remain available until September 30,
16 2031, for grants and other activities to monitor and re-
17 duce air pollution and greenhouse gas (as defined in sec-
18 tion 211(o)(1)(G) of the Clean Air Act (42 U.S.C.
19 7545(o)(1)(G)) (as in effect on the date of enactment of
20 this Act)) emissions at schools in low-income and dis-
21 advantaged communities under subsections (a) through
22 (c) of section 103 of the Clean Air Act (42 U.S.C.
23 7403(a)–(c)) and section 105 of that Act (42 U.S.C.
24 7405).

1 (b) TECHNICAL ASSISTANCE.—In addition to
2 amounts otherwise available, there is appropriated to the
3 Administrator of the Environmental Protection Agency for
4 fiscal year 2022, out of any money in the Treasury not
5 otherwise appropriated, \$12,500,000, to remain available
6 until September 30, 2031, for providing technical assist-
7 ance to schools in low-income and disadvantaged commu-
8 nities under subsections (a) through (c) of section 103 of
9 the Clean Air Act (42 U.S.C. 7403(a)–(c)) and section
10 105 of that Act (42 U.S.C. 7405)—

11 (1) to address environmental issues;

12 (2) to develop school environmental quality
13 plans that include standards for school building, de-
14 sign, construction, and renovation; and

15 (3) to identify and mitigate ongoing air pollu-
16 tion hazards.

17 **SEC. 60106. FUNDING FOR SECTION 211(O) OF THE CLEAN**
18 **AIR ACT.**

19 (a) TEST AND PROTOCOL DEVELOPMENT.—In addi-
20 tion to amounts otherwise available, there is appropriated
21 to the Administrator of the Environmental Protection
22 Agency for fiscal year 2022, out of any money in the
23 Treasury not otherwise appropriated, \$5,000,000, to re-
24 main available until September 30, 2031, to carry out sec-

1 tion 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) with
2 respect to—

3 (1) the development and establishment of tests
4 and protocols regarding the environmental and pub-
5 lic health effects of a fuel or fuel additive;

6 (2) internal and extramural data collection and
7 analyses to regularly update applicable regulations,
8 guidance, and procedures for determining lifecycle
9 greenhouse gas emissions of a fuel; and

10 (3) the review, analysis and evaluation of the
11 impacts of all transportation fuels, including fuel
12 lifecycle implications, on the general public and on
13 low-income and disadvantaged communities.

14 (b) INVESTMENTS IN ADVANCED BIOFUELS.—In ad-
15 dition to amounts otherwise available, there is appro-
16 priated to the Administrator of the Environmental Protec-
17 tion Agency for fiscal year 2022, out of any money in the
18 Treasury not otherwise appropriated, \$10,000,000, to re-
19 main available until September 30, 2031, for new grants
20 to industry and other related activities under section
21 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) to sup-
22 port investments in advanced biofuels.

23 (c) DEFINITION OF GREENHOUSE GAS.—In this sec-
24 tion, the term “greenhouse gas” has the meaning given
25 the term in section 211(o)(1)(G) of the Clean Air Act (42

1 U.S.C. 7545(o)(1)(G)) (as in effect on the date of enact-
2 ment of this Act).

3 **SEC. 60107. FUNDING FOR IMPLEMENTATION OF THE**
4 **AMERICAN INNOVATION AND MANUFAC-**
5 **TURING ACT.**

6 (a) APPROPRIATIONS.—

7 (1) IN GENERAL.—In addition to amounts oth-
8 erwise available, there is appropriated to the Admin-
9 istrator of the Environmental Protection Agency for
10 fiscal year 2022, out of any money in the Treasury
11 not otherwise appropriated, \$20,000,000, to remain
12 available until September 30, 2026, to carry out
13 subsections (a) through (i) and subsection (k) of sec-
14 tion 103 of division S of Public Law 116–260 (42
15 U.S.C. 7675).

16 (2) IMPLEMENTATION AND COMPLIANCE
17 TOOLS.—In addition to amounts otherwise available,
18 there is appropriated to the Administrator of the
19 Environmental Protection Agency for fiscal year
20 2022, out of any money in the Treasury not other-
21 wise appropriated, \$3,500,000, to remain available
22 until September 30, 2026, to deploy new implemen-
23 tation and compliance tools to carry out subsections
24 (a) through (i) and subsection (k) of section 103 of
25 division S of Public Law 116–260 (42 U.S.C. 7675).

1 (3) COMPETITIVE GRANTS.—In addition to
2 amounts otherwise available, there is appropriated to
3 the Administrator of the Environmental Protection
4 Agency for fiscal year 2022, out of any money in the
5 Treasury not otherwise appropriated, \$15,000,000,
6 to remain available until September 30, 2026, for
7 competitive grants for reclaim and innovative de-
8 struction technologies under subsections (a) through
9 (i) and subsection (k) of section 103 of division S
10 of Public Law 116–260 (42 U.S.C. 7675).

11 (b) ADMINISTRATION OF FUNDS.—Of the funds
12 made available pursuant to subsection (a)(3), the Admin-
13 istrator of the Environmental Protection Agency shall re-
14 serve 5 percent for administrative costs necessary to carry
15 out activities pursuant to such subsection.

16 **SEC. 60108. FUNDING FOR ENFORCEMENT TECHNOLOGY**
17 **AND PUBLIC INFORMATION.**

18 (a) COMPLIANCE MONITORING.—In addition to
19 amounts otherwise available, there is appropriated to the
20 Administrator of the Environmental Protection Agency for
21 fiscal year 2022, out of any money in the Treasury not
22 otherwise appropriated, \$18,000,000, to remain available
23 until September 30, 2031, to update the Integrated Com-
24 pliance Information System of the Environmental Protec-
25 tion Agency and any associated systems, necessary infor-

1 mation technology infrastructure, or public access soft-
2 ware tools to ensure access to compliance data and related
3 information.

4 (b) COMMUNICATIONS WITH ICIS.—In addition to
5 amounts otherwise available, there is appropriated to the
6 Administrator of the Environmental Protection Agency for
7 fiscal year 2022, out of any money in the Treasury not
8 otherwise appropriated, \$3,000,000, to remain available
9 until September 30, 2031, for grants to States, Indian
10 tribes, and air pollution control agencies (as such terms
11 are defined in section 302 of the Clean Air Act (42 U.S.C.
12 7602)) to update their systems to ensure communication
13 with the Integrated Compliance Information System of the
14 Environmental Protection Agency and any associated sys-
15 tems.

16 (c) INSPECTION SOFTWARE.—In addition to amounts
17 otherwise available, there is appropriated to the Adminis-
18 trator of the Environmental Protection Agency for fiscal
19 year 2022, out of any money in the Treasury not otherwise
20 appropriated, \$4,000,000, to remain available until Sep-
21 tember 30, 2031—

22 (1) to acquire or update inspection software for
23 use by the Environmental Protection Agency, States,
24 Indian tribes, and air pollution control agencies (as

1 such terms are defined in section 302 of the Clean
2 Air Act (42 U.S.C. 7602)); or

3 (2) to acquire necessary devices on which to run
4 such inspection software.

5 **SEC. 60109. ENVIRONMENTAL PRODUCT DECLARATION AS-**
6 **SISTANCE.**

7 (a) IN GENERAL.—In addition to amounts otherwise
8 available, there is appropriated to the Administrator of the
9 Environmental Protection Agency for fiscal year 2022, out
10 of any money in the Treasury not otherwise appropriated,
11 \$250,000,000, to remain available until September 30,
12 2031, to develop and carry out a program to support the
13 development, and enhanced standardization and trans-
14 parency, of environmental product declarations for con-
15 struction materials and products, including by—

16 (1) providing grants to businesses that manu-
17 facture construction materials and products for de-
18 veloping and verifying environmental product dec-
19 larations, and to States, Indian Tribes, and non-
20 profit organizations that will support such busi-
21 nesses;

22 (2) providing technical assistance to businesses
23 that manufacture construction materials and prod-
24 ucts in developing and verifying environmental prod-
25 uct declarations, and to States, Indian Tribes, and

1 nonprofit organizations that will support such busi-
2 nesses; and

3 (3) carrying out other activities that assist in
4 measuring, reporting, and steadily reducing the
5 quantity of embodied carbon of construction mate-
6 rials and products.

7 (b) ADMINISTRATIVE COSTS.—Of the amounts made
8 available under this section, the Administrator of the En-
9 vironmental Protection Agency shall reserve 5 percent for
10 administrative costs necessary to carry out this section.

11 (c) DEFINITIONS.—In this section:

12 (1) EMBODIED CARBON.—The term “embodied
13 carbon” means the quantity of greenhouse gas (as
14 defined in section 211(o)(1)(G) of the Clean Air Act
15 (42 U.S.C. 7545(o)(1)(G)) (as in effect on the date
16 of enactment of this Act)) emissions associated with
17 all relevant stages of production of a material or
18 product, measured in kilograms of carbon dioxide-
19 equivalent per unit of such material or product.

20 (2) ENVIRONMENTAL PRODUCT DECLARA-
21 TION.—The term “environmental product declara-
22 tion” means a document that reports the environ-
23 mental impact of a material or product that—

24 (A) includes measurement of the embodied
25 carbon of the material or product;

1 (B) conforms with international standards,
2 such as a Type III environmental product dec-
3 laration, as defined by the International Orga-
4 nization for Standardization standard 14025;
5 and

6 (C) is developed in accordance with any
7 standardized reporting criteria specified by the
8 Administrator of the Environmental Protection
9 Agency.

10 (3) STATE.—The term “State” has the mean-
11 ing given to that term in section 302(d) of the Clean
12 Air Act (42 U.S.C. 7602(d)).

13 **SEC. 60110. METHANE EMISSIONS REDUCTION PROGRAM.**

14 The Clean Air Act is amended by inserting after sec-
15 tion 133 of such Act, as added by section 60102 of this
16 Act, the following:

17 **“SEC. 134. METHANE EMISSIONS AND WASTE REDUCTION**
18 **INCENTIVE PROGRAM FOR PETROLEUM AND**
19 **NATURAL GAS SYSTEMS.**

20 “(a) INCENTIVES FOR METHANE MITIGATION AND
21 MONITORING.—In addition to amounts otherwise avail-
22 able, there is appropriated to the Administrator for fiscal
23 year 2022, out of any money in the Treasury not otherwise
24 appropriated, \$850,000,000, to remain available until
25 September 30, 2028—

1 “(1) for grants, rebates, contracts, loans, and
2 other activities of the Environmental Protection
3 Agency for the purposes of providing financial and
4 technical assistance to owners and operators of ap-
5 plicable facilities to prepare and submit greenhouse
6 gas reports under subpart W of part 98 of title 40,
7 Code of Federal Regulations;

8 “(2) for grants, rebates, contracts, loans, and
9 other activities of the Environmental Protection
10 Agency authorized under subsections (a) through (c)
11 of section 103 for methane emissions monitoring;

12 “(3) for grants, rebates, contracts, loans, and
13 other activities of the Environmental Protection
14 Agency for the purposes of providing financial and
15 technical assistance to reduce methane and other
16 greenhouse gas emissions from petroleum and nat-
17 ural gas systems, mitigate legacy air pollution from
18 petroleum and natural gas systems, and provide sup-
19 port for communities, including funding for—

20 “(A) improving climate resiliency of com-
21 munities and petroleum and natural gas sys-
22 tems;

23 “(B) improving and deploying industrial
24 equipment and processes that reduce methane
25 and other greenhouse gas emissions and waste;

1 “(C) supporting innovation in reducing
2 methane and other greenhouse gas emissions
3 and waste from petroleum and natural gas sys-
4 tems;

5 “(D) permanently shutting in and plugging
6 wells on non-Federal land;

7 “(E) mitigating health effects of methane
8 and other greenhouse gas emissions, and legacy
9 air pollution from petroleum and natural gas
10 systems in low-income and disadvantaged com-
11 munities; and

12 “(F) supporting environmental restoration;
13 and

14 “(4) to cover all direct and indirect costs re-
15 quired to administer this section, including the costs
16 of implementing the waste emissions charge under
17 subsection (c), preparing inventories, gathering em-
18 pirical data, and tracking emissions.

19 “(b) INCENTIVES FOR METHANE MITIGATION FROM
20 CONVENTIONAL WELLS.—In addition to amounts other-
21 wise available, there is appropriated to the Administrator
22 for fiscal year 2022, out of any money in the Treasury
23 not otherwise appropriated, \$700,000,000, to remain
24 available until September 30, 2028, for activities described

1 in paragraphs (1) through (4) of subsection (a) at mar-
2 ginal conventional wells.

3 “(c) WASTE EMISSIONS CHARGE.—The Adminis-
4 trator shall impose and collect a charge on methane emis-
5 sions that exceed an applicable waste emissions threshold
6 under subsection (f) from an owner or operator of an ap-
7 plicable facility that reports more than 25,000 metric tons
8 of carbon dioxide equivalent of greenhouse gases emitted
9 per year pursuant to subpart W of part 98 of title 40,
10 Code of Federal Regulations, regardless of the reporting
11 threshold under that subpart.

12 “(d) APPLICABLE FACILITY.—For purposes of this
13 section, the term ‘applicable facility’ means a facility with-
14 in the following industry segments, as defined in subpart
15 W of part 98 of title 40, Code of Federal Regulations:

16 “(1) Offshore petroleum and natural gas pro-
17 duction.

18 “(2) Onshore petroleum and natural gas pro-
19 duction.

20 “(3) Onshore natural gas processing.

21 “(4) Onshore natural gas transmission com-
22 pression.

23 “(5) Underground natural gas storage.

24 “(6) Liquefied natural gas storage.

1 “(7) Liquefied natural gas import and export
2 equipment.

3 “(8) Onshore petroleum and natural gas gath-
4 ering and boosting.

5 “(9) Onshore natural gas transmission pipeline.

6 “(e) CHARGE AMOUNT.—The amount of a charge
7 under subsection (c) for an applicable facility shall be
8 equal to the product obtained by multiplying—

9 “(1) the number of metric tons of methane
10 emissions reported pursuant to subpart W of part
11 98 of title 40, Code of Federal Regulations, for the
12 applicable facility that exceed the applicable annual
13 waste emissions threshold listed in subsection (f)
14 during the previous reporting period; and

15 “(2)(A) \$900 for emissions reported for cal-
16 endar year 2024;

17 “(B) \$1,200 for emissions reported for calendar
18 year 2025; or

19 “(C) \$1,500 for emissions reported for calendar
20 year 2026 and each year thereafter.

21 “(f) WASTE EMISSIONS THRESHOLD.—

22 “(1) PETROLEUM AND NATURAL GAS PRODUC-
23 TION.—With respect to imposing and collecting the
24 charge under subsection (c) for an applicable facility
25 in an industry segment listed in paragraph (1) or

1 (2) of subsection (d), the Administrator shall impose
2 and collect the charge on the reported metric tons
3 of methane emissions from such facility that ex-
4 ceed—

5 “(A) 0.20 percent of the natural gas sent
6 to sale from such facility; or

7 “(B) 10 metric tons of methane per million
8 barrels of oil sent to sale from such facility, if
9 such facility sent no natural gas to sale.

10 “(2) NONPRODUCTION PETROLEUM AND NAT-
11 URAL GAS SYSTEMS.—With respect to imposing and
12 collecting the charge under subsection (c) for an ap-
13 plicable facility in an industry segment listed in
14 paragraph (3), (6), (7), or (8) of subsection (d), the
15 Administrator shall impose and collect the charge on
16 the reported metric tons of methane emissions that
17 exceed 0.05 percent of the natural gas sent to sale
18 from such facility.

19 “(3) NATURAL GAS TRANSMISSION.—With re-
20 spect to imposing and collecting the charge under
21 subsection (c) for an applicable facility in an indus-
22 try segment listed in paragraph (4), (5), or (9) of
23 subsection (d), the Administrator shall impose and
24 collect the charge on the reported metric tons of

1 methane emissions that exceed 0.11 percent of the
2 natural gas sent to sale from such facility.

3 “(4) COMMON OWNERSHIP OR CONTROL.—In
4 calculating the total emissions charge obligation for
5 facilities under common ownership or control, the
6 Administrator shall allow for the netting of emis-
7 sions by reducing the total obligation to account for
8 facility emissions levels that are below the applicable
9 thresholds within and across all applicable segments
10 identified in subsection (d).

11 “(5) EXEMPTION.—Charges shall not be im-
12 posed pursuant to paragraph (1) on emissions that
13 exceed the waste emissions threshold specified in
14 such paragraph if such emissions are caused by un-
15 reasonable delay, as determined by the Adminis-
16 trator, in environmental permitting of gathering or
17 transmission infrastructure necessary for offtake of
18 increased volume as a result of methane emissions
19 mitigation implementation.

20 “(6) EXEMPTION FOR REGULATORY COMPLI-
21 ANCE.—

22 “(A) IN GENERAL.—Charges shall not be
23 imposed pursuant to subsection (c) on an appli-
24 cable facility that is subject to and in compli-
25 ance with methane emissions requirements pur-

1 suant to subsections (b) and (d) of section 111
2 upon a determination by the Administrator
3 that—

4 “(i) methane emissions standards and
5 plans pursuant to subsections (b) and (d)
6 of section 111 have been approved and are
7 in effect in all States with respect to the
8 applicable facilities; and

9 “(ii) compliance with the requirements
10 described in clause (i) will result in equiva-
11 lent or greater emissions reductions as
12 would be achieved by the proposed rule of
13 the Administrator entitled ‘Standards of
14 Performance for New, Reconstructed, and
15 Modified Sources and Emissions Guide-
16 lines for Existing Sources: Oil and Natural
17 Gas Sector Climate Review’ (86 Fed. Reg.
18 63110 (November 15, 2021)), if such rule
19 had been finalized and implemented.

20 “(B) RESUMPTION OF CHARGE.—If the
21 conditions in clause (i) or (ii) of subparagraph
22 (A) cease to apply after the Administrator has
23 made the determination in that subparagraph,
24 the applicable facility will again be subject to
25 the charge under subsection (c) beginning in

1 the first calendar year in which the conditions
2 in either clause (i) or (ii) of that subparagraph
3 are no longer met.

4 “(7) PLUGGED WELLS.—Charges shall not be
5 imposed with respect to the emissions rate from any
6 well that has been permanently shut-in and plugged
7 in the previous year in accordance with all applicable
8 closure requirements, as determined by the Adminis-
9 trator.

10 “(g) PERIOD.—The charge under subsection (c) shall
11 be imposed and collected beginning with respect to emis-
12 sions reported for calendar year 2024 and for each year
13 thereafter.

14 “(h) IMPLEMENTATION.—In addition to other au-
15 thorities in this Act addressing air pollution from the oil
16 and natural gas sectors, the Administrator may issue
17 guidance or regulations as necessary to carry out this sec-
18 tion.

19 “(i) REPORTING.—Not later than 2 years after the
20 date of enactment of this section, and as necessary there-
21 after, the Administrator shall revise the requirements of
22 subpart W of part 98 of title 40, Code of Federal Regula-
23 tions, to ensure the reporting under such subpart, and cal-
24 culation of charges under subsections (e) and (f) of this
25 section, are based on empirical data, including data col-

1 lected pursuant to subsection (a)(4), accurately reflect the
2 total methane emissions and waste emissions from the ap-
3 plicable facilities, and allow owners and operators of appli-
4 cable facilities to submit empirical emissions data, in a
5 manner to be prescribed by the Administrator, to dem-
6 onstrate the extent to which a charge under subsection
7 (c) is owed.

8 “(j) LIABILITY FOR CHARGE PAYMENT.—Except as
9 established under this section, a facility owner or opera-
10 tor’s liability for payment of the charge under subsection
11 (c) is not affected in any way by emission standards, per-
12 mit fees, penalties, or other requirements under this Act
13 or any other legal authorities.

14 “(k) DEFINITION OF GREENHOUSE GAS.—In this
15 section, the term ‘greenhouse gas’ has the meaning given
16 the term in section 211(o)(1)(G) (as in effect on the date
17 of enactment of this section).”.

18 **SEC. 60111. ENVIRONMENTAL PROTECTION AGENCY EFFI-**
19 **CIENT, ACCURATE, AND TIMELY REVIEWS.**

20 In addition to amounts otherwise available, there is
21 appropriated to the Environmental Protection Agency for
22 fiscal year 2022, out of any money in the Treasury not
23 otherwise appropriated, \$40,000,000, to remain available
24 until September 30, 2026, to provide for the development
25 of efficient, accurate, and timely reviews for permitting

1 and approval processes through the hiring and training
2 of personnel, the development of programmatic docu-
3 ments, the procurement of technical or scientific services
4 for reviews, the development of environmental data or in-
5 formation systems, stakeholder and community engage-
6 ment, the purchase of new equipment for environmental
7 analysis, and the development of geographic information
8 systems and other analysis tools, techniques, and guidance
9 to improve agency transparency, accountability, and public
10 engagement.

11 **Subtitle B—Hazardous Materials**

12 **SEC. 60201. ENVIRONMENTAL AND CLIMATE JUSTICE** 13 **BLOCK GRANTS.**

14 The Clean Air Act is amended by inserting after sec-
15 tion 134, as added by subtitle A of this title, the following:

16 **“SEC. 135. ENVIRONMENTAL AND CLIMATE JUSTICE BLOCK** 17 **GRANTS.**

18 “(a) APPROPRIATION.—In addition to amounts oth-
19 erwise available, there is appropriated to the Adminis-
20 trator for fiscal year 2022, out of any money in the Treas-
21 ury not otherwise appropriated—

22 “(1) \$2,800,000,000 to remain available until
23 September 30, 2026, to award grants for the activi-
24 ties described in subsection (b); and

1 “(2) \$200,000,000 to remain available until
2 September 30, 2026, to provide technical assistance
3 to eligible entities related to grants awarded under
4 this section.

5 “(b) GRANTS.—

6 “(1) IN GENERAL.—The Administrator shall
7 use amounts made available under subsection (a)(1)
8 to award grants for periods of up to 3 years to eligi-
9 ble entities to carry out activities described in para-
10 graph (2) that benefit disadvantaged communities,
11 as defined by the Administrator.

12 “(2) ELIGIBLE ACTIVITIES.—An eligible entity
13 may use a grant awarded under this subsection
14 for—

15 “(A) community-led air and other pollution
16 monitoring, prevention, and remediation, and
17 investments in low- and zero-emission and resil-
18 ient technologies and related infrastructure and
19 workforce development that help reduce green-
20 house gas (as defined in section 211(o)(1)(G)
21 (as in effect on the date of enactment of this
22 section)) emissions and other air pollutants;

23 “(B) mitigating climate and health risks
24 from urban heat islands, extreme heat, wood
25 heater emissions, and wildfire events;

1 “(C) climate resiliency and adaptation;

2 “(D) reducing indoor toxics and indoor air
3 pollution; or

4 “(E) facilitating engagement of disadvan-
5 taged communities in State and Federal public
6 processes, including facilitating such engage-
7 ment in advisory groups, workshops, and
8 rulemakings.

9 “(3) ELIGIBLE ENTITIES.—In this subsection,
10 the term ‘eligible entity’ means—

11 “(A) a partnership between—

12 “(i) an Indian tribe, a local govern-
13 ment, or an institution of higher education;
14 and

15 “(ii) a community-based nonprofit or-
16 ganization;

17 “(B) a community-based nonprofit organi-
18 zation; or

19 “(C) a partnership of community-based
20 nonprofit organizations.

21 “(c) ADMINISTRATIVE COSTS.—The Administrator
22 shall reserve 7 percent of the amounts made available
23 under subsection (a) for administrative costs to carry out
24 this section.”.

1 **SEC. 60202. SUPERFUND.**

2 In addition to amounts otherwise available, there is
3 appropriated to the Environmental Protection Agency for
4 fiscal year 2022, out of any money in the Treasury not
5 otherwise appropriated, \$5,000,000,000, to remain avail-
6 able until September 30, 2026, to carry out the Com-
7 prehensive Environmental Response, Compensation, and
8 Liability Act of 1980 (42 U.S.C. 9601 through 9675).