

117TH CONGRESS
1ST SESSION

H. R. 3082

To amend the FAST Act to add activities relating to the extraction, recovery, or processing of certain materials to the definition of a critical project, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 11, 2021

Mr. BARR introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the FAST Act to add activities relating to the extraction, recovery, or processing of certain materials to the definition of a critical project, 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 “National Security
5 Through America’s Resources and Permitting Reform Act
6 of 2021”.

1 **SEC. 2. PERMIT PROCESS FOR PROJECTS RELATING TO EX-**
2 **TRACTION, RECOVERY, OR PROCESSING OF**
3 **CRITICAL MATERIALS.**

4 (a) DEFINITION OF COVERED PROJECT.—Section
5 41001(6)(A) of the FAST Act (42 U.S.C. 4370m(6)(A))
6 is amended—

7 (1) in clause (i)(III), by striking “; or” and in-
8 serting a semicolon;

9 (2) in clause (ii)(II), by striking the period and
10 inserting “; or”; and

11 (3) by adding at the end the following:

12 “(iii) is related to the extraction, re-
13 covery, or processing from coal, coal waste,
14 coal processing waste, pre-or post-combus-
15 tion coal byproducts, or acid mine drainage
16 from coal mines of one of the following
17 materials:

18 “(I) Critical minerals (as such
19 term is defined in section 7002 of the
20 Energy Act of 2020).

21 “(II) Rare earth elements.

22 “(III) Microfine carbon or carbon
23 from coal.”.

24 (b) REPORT.—Not later than 6 months after the date
25 of enactment of this Act, the Secretary of the Interior
26 shall submit to the Committees on Energy and Natural

1 Resources and Commerce, Science, and Transportation of
2 the Senate and the Committees on Transportation and In-
3 frastructure, Natural Resources, and Energy and Com-
4 merce of the House of Representatives a report evaluating
5 the timeliness of implementation of reforms of the permit-
6 ting process required as a result of the amendments made
7 by this Act on the following:

8 (1) The economic and national security of the
9 United States.

10 (2) Domestic production and supply of critical
11 minerals, rare earths, and microfine carbon or car-
12 bon from coal.

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