

**AMENDMENT TO H.R. \_\_\_\_\_****OFFERED BY MR. RYAN****Amendment to the American Clean Energy and Security Act  
of 2009**

Add the following new section after Section 301 of  
the American Clean Energy and Security Act of 2009:

1 **“SEC. 302 ENVIRONMENTAL AND ECONOMIC ACCOUNT-**  
2 **ABILITY.**

3 **“(a) SUSPENSION BASED ON ACCOUNTABILITY.—**  
4 The President shall permanently suspend provisions of the  
5 Safe Climate Act (as defined in section 301) if at the end  
6 of five fiscal years, starting with the fiscal year beginning  
7 after the date of the enactment of this Act, the following  
8 occur —

9 **“(1) AVERAGE UNEMPLOYMENT RATE.—**The  
10 Secretary of Labor has reported and certified that  
11 the average national unemployment rate was more  
12 than 6 percent for the 12 months prior to the end  
13 of the five fiscal years referred to in this section.

14 **“(2) G-20 NATIONS CUMULATIVE EMISSIONS.—**  
15 The Administrator has reported and certified that  
16 the cumulative quantity of G-20 nations greenhouse  
17 gas emissions has increased or is projected to in-

1       crease in 2012 or a year subsequent to such year  
2       through 2050.

3               “(3) CARBON IMPORTATION.—The Secretary of  
4       Commerce has reported and certified that the carbon  
5       content of imports into the United States has in-  
6       creased as a percentage of gross domestic product in  
7       any of the five fiscal years referred to in this sub-  
8       section.

9               “(b) ENVIRONMENT AND ECONOMIC ACCOUNT-  
10      ABILITY REPORTS.—

11              “(1) AVERAGE UNEMPLOYMENT RATE RE-  
12      PORT.—

13                      “(A) At the end of the five fiscal years re-  
14                      ferred to in subsection (a), the Secretary of  
15                      Labor shall transmit to Congress the average  
16                      national employment rate for the 12 months of  
17                      the final fiscal year referred to subsection (a).

18                      “(B) For purposes of this section, the Sec-  
19                      retary of Labor shall prepare the report and  
20                      certification referred to in subparagraph (A) by  
21                      using the monthly unemployment rate deter-  
22                      mined by the Bureau of Labor Statistics;

23              “(2) G-20 NATIONS CUMULATIVE EMISSIONS RE-  
24      PORT.—

1           “(A) At the end of the five fiscal years re-  
2           ferred to in subsection (a), the Administrator  
3           shall prepare a report and certification and  
4           transmit such report and certification to Con-  
5           gress as to whether cumulative G-20 nations  
6           greenhouse gas emissions increase or are pro-  
7           jected to increase in 2012 or any year there-  
8           after through 2050.

9           “(B) For purposes of this section, the Ad-  
10          ministrators shall prepare the report and certifi-  
11          cation referred to in subparagraph (A) after  
12          consultation with the Department of State and  
13          the United States Trade Representative,

14          “(3) CARBON IMPORTATION REPORT.—

15          “(A) At the end of the five fiscal years re-  
16          ferred to in subsection (a), the Secretary of  
17          Commerce shall prepare a report and certifi-  
18          cation and transmit such report and certifi-  
19          cation to Congress as to whether the carbon  
20          content of imports into the United States has  
21          increased as a percentage of gross domestic  
22          product in any of the five fiscal years referred  
23          to in subsection (a).

24          “(B) For purposes of this section, the Sec-  
25          retary of Commerce shall prepare the report

1 and certification referred to in subparagraph  
2 (A) after consultation with the Administrator,  
3 the Secretary of State, the Secretary of the  
4 Treasury, the United States Trade Representa-  
5 tive and the Director of the Office of Manage-  
6 ment and Budget.

7 “(c) DEFINITIONS.—

8 “(1) ADMINISTRATOR.—The term ‘Adminis-  
9 trator’ means the administrator of the Environ-  
10 mental Protection Agency;

11 “(2) G-20 NATIONS.—The term ‘G-20 nations’  
12 means the 19 largest national economies on the date  
13 of enactment of this Act, as determined by the Sec-  
14 retary of the Treasury, and the European Union.

15 “(3) AVERAGE UNEMPLOYMENT RATE.—The  
16 average unemployment rate is the average of the un-  
17 employment rate in each of the twelve months prior  
18 to the end of the last fiscal year referred to in sub-  
19 section (a) as set forth by the Bureau of Labor Sta-  
20 tistics in the National Unemployment Rate as set  
21 forth in the Labor Force Statistics from the Current  
22 Population Survey.

23 “(4) INCREASE IN GREENHOUSE GAS EMIS-  
24 SIONS.— An increase or projected increase in the  
25 quantity of cumulative G-20 nations greenhouse gas

1 occurs if, in fiscal year 2012 or any year thereafter  
2 through 2050, such emissions exceed 100 percent of  
3 the quantity of greenhouse gas emissions cumula-  
4 tively produced by G-20 nations in 2011.

5 “(5) INCREASE IN CARBON IMPORTATION.— An  
6 increase in carbon importation occurs if, in any of  
7 the fiscal years referred to in subsection (a) after  
8 fiscal year 2011, such imports exceed 100 percent of  
9 the amount of carbon imports into the United States  
10 in fiscal year 2011.”.

