

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CAPITO  
OF WEST VIRGINIA OR HER DESIGNEE, DEBATABLE FOR 10  
MINUTES

**AMENDMENT TO RULES COMMITTEE PRINT FOR  
H.R. 3826  
OFFERED BY MRS. CAPITO OF WEST VIRGINIA**

At the end of section 2, add the following:

1       (d) TECHNOLOGIES.—Nothing in this section shall be  
2 construed to preclude the issuance, implementation, or en-  
3 forcement of a standard of performance that—

4           (1) is based on the use of one or more tech-  
5 nologies that are developed in a foreign country, but  
6 has been demonstrated to be achievable at fossil  
7 fuel-fired electric utility generating units in the  
8 United States; and

9           (2) meets the requirements of subsection (b)  
10 and (c), as applicable.

