

119TH CONGRESS
2D SESSION

S. _____

To amend the Clean Air Act to preserve consumer vehicle choice, protect the electric grid, and impose limits on regulations under that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. LEE introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Clean Air Act to preserve consumer vehicle choice, protect the electric grid, and impose limits on regulations under that Act, 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 “End EPA Abuse Act
5 of 2026”.

6 **SEC. 2. ADMINISTRATION.**

7 Section 301 of the Clean Air Act (42 U.S.C. 7601)
8 is amended—

1 (1) by striking the section designation and
2 heading and all that follows through “The Adminis-
3 trator” in the first sentence of subsection (a)(1) and
4 inserting the following:

5 **“SEC. 301. ADMINISTRATION.**

6 “(a) REGULATORY AUTHORITY.—

7 “(1) IN GENERAL.—Subject to paragraph (3),
8 the Administrator”; and

9 (2) in subsection (a)—

10 (A) in paragraph (2)—

11 (i) by striking “(2) Not later than”
12 and inserting the following:

13 “(2) REGIONAL OFFICES.—Not later than”;
14 and

15 (ii) by indenting subparagraphs (A)
16 through (C) appropriately; and

17 (B) by adding at the end the following:

18 “(3) LIMITATIONS ON REGULATIONS.—Nothing
19 in this Act authorizes the Administrator to prescribe
20 any regulations, including the granting of a waiver
21 or authorization otherwise authorized under this
22 Act, if the regulation can reasonably be deter-
23 mined—

24 “(A) to restrict or in effect restrict the sale
25 or use of any type of vehicle or engine, includ-

1 ing a new motor vehicle with an internal com-
2 bustion engine (as defined in section 63.9375 of
3 title 40, Code of Federal Regulations (as in ef-
4 fect on January 1, 2026));

5 “(B) to require or necessitate fuel-switch-
6 ing at a power plant;

7 “(C) to reduce the reliability of the electric
8 grid;

9 “(D) to require or necessitate the use of a
10 technology that is—

11 “(i) commercially unavailable;

12 “(ii) cost-prohibitive or unachievable
13 independent of any subsidies, including any
14 subsidies provided directly or indirectly to
15 cover the cost of the technology or to dem-
16 onstrate the feasibility of the technology;

17 “(iii) infeasible due to factors beyond
18 the control of the entity to which the regu-
19 lation would apply, including geographic,
20 geologic, or climatic factors, or the lack of
21 critical enabling infrastructure; or

22 “(iv) otherwise technically, economi-
23 cally, or practically infeasible; or

1 “(E) to otherwise significantly expand the
2 authority of the Administrator beyond the in-
3 tent of Congress.”.