

Today's executive orders (EO) will connect more working families to the benefits of America's energy revolution by providing abundant, affordable, reliable and clean energy both at home and abroad. They require federal agencies to coordinate efficiently and make permitting decisions in a timely and reasonable fashion, as required by the Clean Water Act (CWA). And, they seek to prevent some state politicians from using the CWA to create excessive, illegal delays that kill pipeline projects. **API proudly supports these actions to advance the Administration's domestic energy dominance agenda.**

1) EO Talking Points

These EOs connect more working families to the benefits of America's energy revolution by providing abundant, affordable, reliable and clean energy both at home and abroad. Specifically, these EOs achieve the following:

- Reduce costs to consumers: increased pipeline connectivity lowers energy prices
- Spur job creation: energy infrastructure projects support more than 10.3 million U.S. energy jobs
- Generate revenue: the energy industry drives billions of dollars in revenues and taxes to states and the federal government on an annual basis
- Advance safety and environmental priorities: pipelines are the safest, most reliable and environmentally sound method of transporting oil and natural gas
- Increase national security: domestic production significantly reduces the influence of our adversaries by providing the U.S. and our allies with energy security

2) Myths & Realities

Myth	Reality
Energy infrastructure project approvals are now guaranteed	Agencies are required to coordinate efficiently and make decisions in a timely manner
The federal government encroaches on state authority	States maintain the authority granted to them under the CWA
Safety standards for LNG export terminals and rail transport are diminished	LNG projects maintain the highest safety standards while outdated regulations are strengthened and improved
Environmental requirements from cross-boundary permits are eliminated	Numerous permits ensuring safety and environmental projects are still required for cross-boundary pipelines

3) Content of EOs

- Direct EPA to revise a 2010 interim guidance document on Section 401 regulations, which governs how states grant water quality certifications under the CWA.
- Direct FERC and the Army Corps of Engineers to ensure inter-agency coordination with EPA.
- Direct DOI to streamline biological opinions so that they do not unnecessarily delay or prevent the construction and/or operation of energy infrastructure.
- Direct PHMSA to revise regulations on LNG to facilitate the development of LNG export terminals and the transport of LNG via rail.
- Direct relevant agencies and departments to report to the White House on existing legal authorities and programs that can advance domestic energy dominance.
- Revise previous EOs to state what federal law has long recognized: that the National Environmental Policy Act and other federal statutes do not apply to Presidential actions covering, in this instance, cross-border permits for pipelines and other energy infrastructure.
- Direct DOL to review and revise guidance and regulations related to environmental, social, and governance practices, specifically how they are being used to deter corporations from investing in and building energy infrastructure.