

116TH CONGRESS
1ST SESSION

S. _____

To prohibit the appointment of former fossil fuel executive officers as the heads of certain departments, and for other purposes.

IN THE SENATE OF THE UNITED STATES

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

A BILL

To prohibit the appointment of former fossil fuel executive officers as the heads of certain departments, 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 “Banning in Govern-
5 ment Oil Industry Lobbyists from the Cabinet Act” or the
6 “BIG OIL Cabinet Act”.

7 **SEC. 2. DEFINITIONS.**

8 In this Act:

9 (1) COVERED DEPARTMENT HEAD.—The term
10 “covered department head” means the—

- 1 (A) Chief of Staff to the President;
- 2 (B) Chief of Staff to the Vice President;
- 3 (C) Director of the Office of Management
4 and Budget;
- 5 (D) Chairman of the Council on Environ-
6 mental Quality;
- 7 (E) Director of the Office of Science and
8 Technology Policy;
- 9 (F) Executive Director of the United
10 States Global Change Research Program;
- 11 (G) Secretary of Energy;
- 12 (H) Administrator of the Energy Informa-
13 tion Administration;
- 14 (I) Administrator of the National Oceanic
15 and Atmospheric Administration;
- 16 (J) Administrator of the National Aero-
17 nautics and Space Administration;
- 18 (K) Secretary of Transportation;
- 19 (L) Deputy Administrator of the National
20 Highway Traffic Safety Administration;
- 21 (M) Administrator of the Pipeline and
22 Hazardous Materials Safety Administration;
- 23 (N) Chairman of the Federal Energy Reg-
24 ulatory Commission;
- 25 (O) Secretary of Agriculture;

1 (P) Secretary of the Interior;

2 (Q) Secretary of Defense;

3 (R) Administrator of the Environmental
4 Protection Agency; and

5 (S) Secretary of State.

6 (2) COVERED POLITICAL APPOINTEE.—The
7 term “covered political appointee” means a political
8 appointee, as defined in section 714(h) of title 38,
9 United States Code, at—

10 (A) the Department of the Interior;

11 (B) the Environmental Protection Agency;

12 (C) the Department of Energy;

13 (D) the Federal Energy Regulatory Com-
14 mission;

15 (E) the National Oceanic and Atmospheric
16 Administration;

17 (F) the Council on Environmental Quality;

18 (G) the Office of Science and Technology
19 Policy; and

20 (H) the Office of Management and Budg-
21 et.

22 (3) EXECUTIVE OFFICER.—The term “executive
23 officer” means, with respect to an enterprise—

24 (A) the chief executive officer;

25 (B) the chief financial officer; or

1 (C) the president.

2 (4) FOSSIL FUEL ENTITY.—The term “fossil
3 fuel entity” means an entity that is in the business
4 of extracting, refining, or producing—

5 (A) gas;

6 (B) coal; or

7 (C) oil.

8 **SEC. 3. PROHIBITION OF APPOINTMENT OF FOSSIL FUEL**
9 **EXECUTIVES.**

10 No individual that has served as an executive officer
11 of a fossil fuel entity for any period of time during the
12 10-year period preceding the date of appointment or serv-
13 ice shall—

14 (1) be appointed to serve as a covered depart-
15 ment head or a covered political appointee; or

16 (2) perform the functions and duties of a cov-
17 ered department head or a covered political ap-
18 pointee in an acting capacity.