

119TH CONGRESS
2D SESSION

S. _____

To amend the Energy Policy and Conservation Act to prohibit the Secretary of Energy from prescribing any new or amended energy conservation standards for a product that is not technologically feasible and economically justified, and for other purposes.

IN THE SENATE OF THE UNITED STATES

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

A BILL

To amend the Energy Policy and Conservation Act to prohibit the Secretary of Energy from prescribing any new or amended energy conservation standards for a product that is not technologically feasible and economically justified, 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 “Energy Efficiency Re-
5 form Act of 2026”.

1 **SEC. 2. PROCEDURES, INTERPRETATIONS, AND POLICIES**
2 **FOR CONSIDERATION OF NEW OR REVISED**
3 **CONSERVATION STANDARDS AND TEST PRO-**
4 **CEDURES.**

5 (a) IN GENERAL.—Not later than 270 days after the
6 date of enactment of this Act, the Secretary of Energy
7 (referred to in this section as the “Secretary”) shall issue
8 a final rule for the notice of proposed rulemaking entitled
9 “Energy Conservation Program: Procedures, Interpreta-
10 tions, and Policies for Consideration of New or Revised
11 Energy Conservation Standards and Test Procedures for
12 Consumer Products and Certain Commercial/Industrial
13 Equipment” (91 Fed. Reg. 42034; July 7, 2026).

14 (b) REQUIRED CONTENTS.—The final rule issued
15 under subsection (a) shall retain, at a minimum, the pro-
16 cedural requirements set forth in the notice of proposed
17 rulemaking described in subsection (a) with respect to—

18 (1) the binding nature of the Process Rule on
19 the Department of Energy;

20 (2) mandatory comparative walk-up analysis for
21 economic justification; and

22 (3) the requirement that a final test procedure
23 be published at least 180 days before the proposition
24 of an energy conservation standard for the same
25 product.

26 (c) FAILURE TO COMPLY.—

1 (1) IN GENERAL.—If the Secretary fails to
2 issue a final rule under subsection (a) by the dead-
3 line described in that subsection, effective on the day
4 after that deadline—

5 (A) the revisions to part 430 of title 10,
6 Code of Federal Regulations, made by the final
7 rules described in paragraph (2) are void; and

8 (B) that part shall be in effect as if those
9 revisions had not been made.

10 (2) FINAL RULES DESCRIBED.—The final rules
11 referred to in paragraph (1)(A) are the following:

12 (A) The final rule of the Department of
13 Energy entitled “Energy Conservation Program
14 for Appliance Standards: Procedures, Interpre-
15 tations, and Policies for Consideration in New
16 or Revised Energy Conservation Standards and
17 Test Procedures for Consumer Products and
18 Commercial/Industrial Equipment” (86 Fed.
19 Reg. 70892 (December 13, 2021)).

20 (B) The final rule of the Department of
21 Energy entitled “Energy Conservation Program
22 for Appliance Standards: Procedures, Interpre-
23 tations, and Policies for Consideration in New
24 or Revised Energy Conservation Standards and
25 Test Procedures for Consumer Products and

1 Commercial/Industrial Equipment” (89 Fed.
2 Reg. 24340 (April 8, 2024)).

3 (d) LIMITATION.—Effective beginning on the date
4 that is 181 days after the date of enactment of this Act,
5 unless specifically authorized by an Act of Congress, the
6 Secretary may not make any revisions to part 430 of title
7 10, Code of Federal Regulations, that are substantially
8 dissimilar to—

9 (1) the final rule issued under subsection (a); or
10 (2) if that final rule is not issued, the notice of
11 proposed rulemaking described in subsection (a).

12 (e) FORCE OF LAW.—Effective beginning on the date
13 that is 181 days after the date of enactment of this Act,
14 appendix A to subpart C of part 430 of title 10, Code
15 of Federal Regulations (including any revisions made to
16 that appendix), shall have the force and effect of law.

17 (f) REGULATIONS VOIDED.—Effective on the date of
18 enactment of this Act, the following final rules shall be
19 null and void:

20 (1) The final rule of the Department of Energy
21 entitled “Energy Conservation Program: Energy
22 Conservation Standards for Consumer Furnaces”
23 (88 Fed. Reg. 87502 (December 18, 2023)).

24 (2) The final rule of the Department of Energy
25 entitled “Energy Conservation Program: Energy

1 Conservation Standards for Commercial Water
2 Heating Equipment” (88 Fed. Reg. 69686 (October
3 6, 2023)).

4 **SEC. 3. SIGNIFICANT ENERGY SAVINGS DEFINITION.**

5 Section 321 of the Energy Policy and Conservation
6 Act (42 U.S.C. 6291) is amended by adding at the end
7 the following:

8 “(67) SIGNIFICANT ENERGY SAVINGS.—

9 “(A) IN GENERAL.—The term ‘significant
10 energy savings’ means a reduction, over a 30-
11 year period, of not less than 10 percent in full
12 fuel cycle energy use, as determined by the Sec-
13 retary using the applicable test procedure re-
14 quired under this Act.

15 “(B) FULL FUEL CYCLE ENERGY USE.—
16 For the purpose of subparagraph (A), full fuel
17 cycle energy use includes all primary energy
18 consumed in the extraction, processing, trans-
19 portation, generation, transmission, and dis-
20 tribution of energy to the point of end-use.”.

21 **SEC. 4. REVOCATION OF STANDARDS AMENDMENTS RE-**
22 **QUIREMENT.**

23 (a) IN GENERAL.—Section 325 of the Energy Policy
24 and Conservation Act (42 U.S.C. 6295) is amended—

1 (1) by redesignating paragraph (4) of sub-
2 section (m) as paragraph (7) of subsection (o), and
3 moving the paragraph appropriately; and

4 (2) by striking subsection (m) and inserting the
5 following:

6 “(m) RESERVED.—”.

7 (b) CONFORMING AMENDMENT.—Section
8 345(e)(1)(A) of the Energy Policy and Conservation Act
9 (42 U.S.C. 6316(e)(1)(A)) is amended by striking “(m)”
10 and inserting “(n)”.

11 **SEC. 5. PETITION FOR AN AMENDED STANDARD; PETITION**
12 **TIMELINES.**

13 Section 325(n) of the Energy Policy and Conserva-
14 tion Act (42 U.S.C. 6295(n)) is amended—

15 (1) in paragraph (2)—

16 (A) by redesignating subparagraphs (A)
17 through (C) as subclauses (I) through (III), re-
18 spectively, and indenting appropriately;

19 (B) in the undesignated matter following
20 subclause (III) (as so redesignated), by striking
21 “The grant” and inserting the following:

22 “(B) NO PRESUMPTION.—The grant”; and

23 (C) by striking the paragraph designation
24 and all that follows through “criteria—” in the

1 matter preceding subclause (I) (as so redesign-
2 nated) and inserting the following:

3 “(2) GRANT OF PETITION.—

4 “(A) IN GENERAL.—The Secretary shall
5 grant a petition under paragraph (1)—

6 “(i) if the Secretary finds that the pe-
7 tition contains clear and convincing evi-
8 dence of the need for an amended stand-
9 ard; and

10 “(ii) subject to the conditions that—
11 ”; and

12 (2) in paragraph (5)(B), by striking “3 years”
13 and all that follows through the period at the end
14 and inserting “at least 6 years after publication of
15 the final rule establishing the standard.”.

16 **SEC. 6. CRITERIA FOR PRESCRIBING NEW OR AMENDED**
17 **STANDARDS.**

18 (a) IN GENERAL.—Section 325(o) of the Energy Pol-
19 icy and Conservation Act (42 U.S.C. 6295(o)) is amend-
20 ed—

21 (1) in paragraph (1), by striking “The Sec-
22 retary” and inserting “Except as provided in para-
23 graph (2), the Secretary”;

24 (2) by redesignating paragraphs (2), (3), (4),
25 (5), (6), and (7) (as added by section 4(a)(1)) as

1 paragraphs (4), (5), (6), (7), (8), and (9), respec-
2 tively;

3 (3) by inserting after paragraph (1) the fol-
4 lowing:

5 “(2) AMENDED STANDARD.—The Secretary
6 may prescribe an amended standard that is less
7 stringent than the previous standard or that results
8 in an increased maximum allowable energy use if the
9 Secretary demonstrates with clear and convincing
10 evidence that the amended standard is necessary—

11 “(A) to ensure availability of reliable, safe,
12 and economically accessible products;

13 “(B) to avoid undue burdens on small
14 manufacturers, taking into consideration supply
15 chain, technical feasibility, and cost impacts;

16 “(C) to prevent the unavailability in the
17 United States of any covered product type (or
18 class) of performance characteristics that are
19 substantially the same as those generally avail-
20 able in the United States at the time that the
21 prior standard was applicable; or

22 “(D) to prevent the influx into the United
23 States of foreign market competitors.

24 “(3) NEW PRODUCT COVERAGE DETERMINA-
25 TION.—The Secretary shall not—

1 “(A) amend a standard to include a new
2 product type unless the Secretary has first
3 made a new product coverage determination
4 under subsection (q) or section 322; or

5 “(B) issue or finalize a rulemaking under
6 this section that addresses multiple product
7 types with similar but different functions.”;

8 (4) in paragraph (4)(B) (as so redesignated)—

9 (A) in clause (i)—

10 (i) in the matter preceding subclause
11 (I), by striking “receiving views and com-
12 ments furnished with respect to” and in-
13 serting “providing public notice in the Fed-
14 eral Register that includes at least 60 days
15 for public comment, and receiving such
16 comments, with respect to”;

17 (ii) in subclause (I), by striking “im-
18 pact” and inserting “impact, including cu-
19 mulative regulatory burdens,”;

20 (iii) in subclause (V), by adding
21 “and” at the end;

22 (iv) in subclause (VI), by striking “;
23 and” and inserting a period; and

24 (v) by striking subclause (VII); and

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

1 “(iv) DEFINED CONSUMER-VALUED
2 CHARACTERISTICS.—

3 “(I) IN GENERAL.—In deter-
4 mining whether a standard is techno-
5 logically feasible, the Secretary shall,
6 after receiving comments, define ‘con-
7 sumer-valued performance character-
8 istics’, including reliability, product
9 lifetime, features, sizes, capacities, in-
10 stallation and venting methods, fuel
11 types, technologies, materials, vol-
12 umes, and the ability to replace a
13 product without changes to existing
14 drainage and venting methods.

15 “(II) APPLICATION.—The con-
16 sumer-valued performance character-
17 istics defined under subclause (I) shall
18 not be eliminated or impacted by new
19 or amended standards.”;

20 (5) in paragraph (5) (as so redesignated)—

21 (A) by redesignating subparagraphs (A)
22 and (B) as clauses (i) and (ii), respectively, and
23 indenting appropriately;

24 (B) by striking the paragraph designation
25 and all that follows through “a test” in clause

1 (i) (as so redesignated) and inserting the fol-
2 lowing:

3 “(5) LIMITATION ON PRESCRIBING NEW OR
4 AMENDED STANDARDS.—

5 “(A) IN GENERAL.—The Secretary may
6 not prescribe an amended or new standard
7 under this section for a type (or class) of cov-
8 ered product if—

9 “(i) a test”;

10 (C) in the undesignated matter following
11 clause (ii) (as so redesignated), by striking
12 “For purposes of section 327, a determination
13 under subparagraph (B)” and inserting the fol-
14 lowing:

15 “(B) DETERMINATION AS STANDARD.—
16 For purposes of section 327, a determination
17 under subparagraph (A)(ii)”;

18 (D) by adding at the end the following:

19 “(C) TIES TO CHINA.—The Secretary may
20 not prescribe a new or amended energy con-
21 servation standard under this section for a type
22 (or class) of covered product unless the Sec-
23 retary, not later than the date on which the
24 standard is prescribed, publicly discloses each
25 meeting relating to covered products, if any,

1 held by the Secretary with any entity that, dur-
2 ing the 5-year period preceding that date—

3 “(i) has had substantial ties to the
4 People’s Republic of China or the Chinese
5 Communist Party; and

6 “(ii) has manufactured, sold, or
7 shipped goods entering the United States
8 that are of that type (or class) of covered
9 product.”;

10 (6) in paragraph (6) (as so redesignated), by
11 striking the paragraph designation and all that fol-
12 lows through “capacities,” in the first sentence and
13 inserting the following:

14 “(6) PROHIBITION.—The Secretary shall not
15 prescribe an amended or new standard under this
16 section unless the Secretary finds (and publishes
17 such finding) that, based on a preponderance of the
18 evidence in the record, the standard will not result
19 in the unavailability in the United States in any cov-
20 ered product type (or class) of performance charac-
21 teristics (including reliability), product lifetime, fea-
22 tures, sizes, capacities, installation methods, fuel
23 types, technologies, materials,”;

1 (7) in paragraph (7) (as so redesignated), by
2 striking the designation and all that follows through
3 “may” and inserting the following:

4 “(7) LIMITATION REGARDING MAJOR FUNC-
5 TIONS.—

6 “(A) DEFINITION OF MAJOR FUNCTION.—

7 In this paragraph, the term ‘major function’,
8 with respect to a covered product type, means
9 a fundamental use or purpose of the covered
10 product type, including the fuel type.

11 “(B) LIMITATION.—The Secretary shall
12 not”;

13 (8) by striking paragraph (9) (as so redesign-
14 ated) and inserting the following:

15 “(9) APPLICATION TO PRODUCTS.—

16 “(A) IN GENERAL.—Except as provided in
17 subparagraph (B) or subsection (p)(4), an
18 amendment prescribed under this subsection
19 shall apply to covered products or equipment
20 manufactured after the date that is 5 years
21 after publication of the final rule establishing
22 the applicable standard.

23 “(B) COMPLIANCE DATE.—No amended
24 standard prescribed under this subsection may
25 establish a compliance date for a covered prod-

1 uct earlier than 10 years after the compliance
2 date of the most recent standard applicable to
3 that covered product.”; and

4 (9) by adding at the end the following:

5 “(10) SEPARATE STANDARDS FOR VENTED
6 PRODUCTS OR EQUIPMENT BASED ON VENTING CAT-
7 EGORY.—

8 “(A) IN GENERAL.—In any rulemaking to
9 establish a new or amended energy conservation
10 standard for any type (or class) of product or
11 equipment described in subparagraph (D), the
12 Secretary shall establish separate energy con-
13 servation standards for such type (or class) of
14 product or equipment—

15 “(i) for each of the Category I, Cat-
16 egory II, Category III, and Category IV
17 venting categories, to the extent that such
18 products or equipment exist in the market;
19 and

20 “(ii) that reflect the unique perform-
21 ance-related features of the relevant vent-
22 ing category, including with respect to
23 technology, venting, installation, and per-
24 formance.

1 “(B) VENTING CATEGORY DETERMINA-
2 TION.—In establishing energy conservation
3 standards pursuant to this paragraph, the Sec-
4 retary shall determine and label the venting cat-
5 egory for each type (or class) of product or
6 equipment described in subparagraph (D) in ac-
7 cordance with the requirements for venting cat-
8 egory determination under the applicable stand-
9 ard of the American National Standards Insti-
10 tute.

11 “(C) INAPPLICABILITY OF CERTAIN CRI-
12 TERIA.—Paragraph (1) shall not apply with re-
13 spect to any energy conservation standard es-
14 tablished pursuant to this paragraph.

15 “(D) APPLICABILITY.—The type (or class)
16 of product or equipment referred to in this
17 paragraph are the following:

18 “(i) Any covered product—

19 “(I) that is classified into any of
20 the Category I, Category II, Category
21 III, or Category IV venting categories;
22 and

23 “(II) for which energy conserva-
24 tion standards are applicable under
25 this part.

1 “(ii) Any covered equipment (as de-
2 fined in section 340)—

3 “(I) that is classified into any of
4 the Category I, Category II, Category
5 III, or Category IV venting categories;
6 and

7 “(II) for which energy conserva-
8 tion standards are applicable under
9 this part.”.

10 (b) CONFORMING AMENDMENTS.—

11 (1) Section 321(33)(B)(i)(III) of the Energy
12 Policy and Conservation Act (42 U.S.C.
13 6291(33)(B)(i)(III)) is amended by striking
14 “325(o)(4)” and inserting “325(o)(6)”.

15 (2) Section 325 of the Energy Policy and Con-
16 servation Act (42 U.S.C. 6295) is amended—

17 (A) in subsection (e)(6)(E)(ii), by striking
18 “(m)(4)(A)(ii)” and inserting “(o)(9)(A)”;

19 (B) in subsection (n)(2)(C), by striking
20 “(o)(2)(B)(i)(II)” and inserting
21 “(o)(4)(B)(i)(II)”;

22 (C) in subsection (p)(2)(A)—

23 (i) by striking “(o)(2)” and inserting
24 “(o)(4)”;

1 (ii) by striking “(o)(4)” and inserting
2 “(o)(6)”.

3 **SEC. 7. PROCEDURE FOR PRESCRIBING NEW OR AMENDED**
4 **STANDARDS.**

5 Section 325(p) of the Energy Policy and Conserva-
6 tion Act (42 U.S.C. 6295(p)) is amended—

7 (1) by redesignating paragraphs (1) through
8 (4) as paragraphs (2) through (5), respectively; and
9 (2) by inserting before paragraph (2) (as so re-
10 designated) the following:

11 “(1) Not later than 1 year after the date of
12 publication in the Federal Register of a final test
13 procedure prescribed under section 323, if applica-
14 ble, for a covered product specified in or classified
15 pursuant to section 322, the Secretary may publish
16 in the Federal Register a request for information or
17 other preliminary rulemaking notice as to whether
18 an energy conservation standard should be pre-
19 scribed for such type (or class) of covered product.”.

20 **SEC. 8. PRODUCT CLASSES.**

21 Section 325 of the Energy Policy Conservation Act
22 (42 U.S.C. 6295) is amended by striking subsection (q)
23 and inserting the following:

24 “(q) **PRODUCT CLASSES.**—

1 “(1) DEFINITION OF PERFORMANCE-RELATED
2 FEATURE.—In this subsection, the term ‘perform-
3 ance-related feature’, with respect to a covered prod-
4 uct, means a feature that—

5 “(A) measurably affects energy consump-
6 tion, capacity, or another quantifiable char-
7 acteristic relevant to energy use of that covered
8 product; or

9 “(B) is already present in a subset of ex-
10 isting products or is commercially mature and
11 highly considered by consumers when choosing
12 among comparable products, including reli-
13 ability, product lifetime, features, sizes, capac-
14 ities, installation methods, fuel types, tech-
15 nologies, materials, compatibility with existing
16 systems, including other common vented appli-
17 ances, and volumes.

18 “(2) RULE.—The Secretary shall issue a rule
19 establishing 1 or more product classes for covered
20 products—

21 “(A) that consume a different kind of en-
22 ergy than the energy consumed by other cov-
23 ered products within that type (or class);

1 “(B)(i) that have a performance-related
2 feature that other products within that type (or
3 class) do not have; and

4 “(ii) the performance-related feature de-
5 scribed in clause (i) of which justifies a higher
6 or lower standard from the standard that ap-
7 plies (or will apply) to other products within
8 that type (or class); or

9 “(C) that materially affect operating and
10 venting conditions or energy consumption or
11 use in a way that cannot be captured by adjust-
12 ments to test procedures.

13 “(3) PROCEDURAL REQUIREMENTS.—To estab-
14 lish a new product class under subparagraph (B) or
15 (C) of paragraph (2), the Secretary shall—

16 “(A) publish a notice of proposed rule-
17 making in the Federal Register that—

18 “(i) defines the proposed product class
19 with precision, including function, perform-
20 ance-related feature, and product attribute;
21 and

22 “(ii) demonstrates whether the per-
23 formance-related feature is imminently fea-
24 sible; and

1 “(B) allow a minimum public comment pe-
2 riod of 60 days.”.

3 **SEC. 9. REQUIREMENTS OF MANUFACTURERS.**

4 Section 326 of the Energy Policy and Conservation
5 Act (42 U.S.C. 6296) is amended—

6 (1) in subsection (b)—

7 (A) by striking paragraph (4); and

8 (B) by redesignating paragraph (5) as
9 paragraph (4); and

10 (2) in subsection (d)—

11 (A) by redesignating paragraph (3) as
12 paragraph (6); and

13 (B) by inserting after paragraph (2) the
14 following:

15 “(3) NEW, CHANGED, OR REVOKED MODELS.—

16 Information or reports required pursuant to this sec-
17 tion shall be required only with respect to new,
18 changed, or revoked models of covered products or
19 test procedures to which a rule under section 324
20 applies.

21 “(4) SINGLE SUBMISSION.—

22 “(A) IN GENERAL.—The Secretary shall
23 coordinate with the Commission and the Ad-
24 ministrator of the Environmental Protection
25 Agency (referred to in this paragraph as the

1 ‘Administrator’) to eliminate duplication among
2 the reporting requirements required under this
3 section and identical information collected by
4 the Commission and the Administrator under
5 the Public Utility Regulatory Policies Act of
6 1978 (16 U.S.C. 2601 et seq.) and the Clean
7 Air Act (42 U.S.C. 7401 et seq.), respectively,
8 so that only a single submission with such in-
9 formation is required to be submitted to the
10 Secretary under this section.

11 “(B) ADMINISTRATION.—In carrying out
12 subparagraph (A), the Secretary shall, in co-
13 ordination with the Commission and the Admin-
14 istrator—

15 “(i) ensure that data elements, defini-
16 tions, and reporting formats are har-
17 monized; and

18 “(ii) enable the secure sharing of in-
19 formation among the Department of En-
20 ergy, the Commission, and the Environ-
21 mental Protection Agency.

22 “(C) DISPUTES.—The Secretary shall re-
23 solve disputes among the Commission, the Ad-
24 ministrator, and the Secretary relating to car-
25 rying out this section.

1 “(D) SEPARATE SUBMISSIONS.—The Com-
2 mission and the Administrator may not require
3 separate or additional submission requirements
4 beyond the single submission required under
5 subparagraph (A) unless—

6 “(i) those requirements are agreed to
7 pursuant to subparagraph (A); or

8 “(ii)(I) the information is necessary to
9 carry out an explicit statutory obligation;
10 and

11 “(II) the requesting agency explains
12 in writing why the information cannot be
13 obtained through the requirements agreed
14 to pursuant to subparagraph (A).

15 “(5) MANUFACTURER RESPONSIBILITY.—If a
16 covered product or industrial equipment is a compo-
17 nent in a finished product, the manufacturer of that
18 component, not the manufacturer of the covered
19 product, industrial equipment, or other finished
20 product, shall be responsible for submitting informa-
21 tion pursuant to this section.”.

22 **SEC. 10. EFFECTS ON OTHER LAW.**

23 Section 327 of the Energy Policy and Conservation
24 Act (42 U.S.C. 6297) is amended—

1 (1) in subsection (b), in the matter preceding
2 paragraph (1), by striking “Effective on” and all
3 that follows through “any covered product” and in-
4 serting “Effective on the date the consumer product
5 is specified in, or classified by the Secretary under,
6 section 322 as a covered product”; and

7 (2) by adding at the end the following:

8 “(h) RULE OF PREEMPTION ON FUEL USE RESTRIC-
9 TIONS.—State restrictions on fuel use or requirements, in-
10 cluding labeling, applicable to or affecting the sale and use
11 of covered products are subject to and preempted under
12 this section.

13 “(i) GENERAL RULE OF PREEMPTION FOR ENERGY
14 CONSERVATION STANDARDS WHEN FEDERAL STANDARD
15 IS REVOKED FOR A PRODUCT.—

16 “(1) IN GENERAL.—No State regulation, or re-
17 vision thereof, relating to energy efficiency, energy
18 use, or water use of a covered product shall be effec-
19 tive even if the Federal standard relating to energy
20 efficiency, energy use, or water use for that covered
21 product has been revoked.

22 “(2) PREVIOUS FEDERAL STANDARD IN EF-
23 FECT.—On revocation of a Federal standard de-
24 scribed in paragraph (1), the previously issued Fed-
25 eral standard shall be in effect.

1 “(3) RULE OF CONSTRUCTION.—A revocation
2 of a Federal standard described in paragraph (1)
3 does not permit a State to fill the void of the re-
4 voked Federal standard—

5 “(A) by promulgating a new regulation, or
6 revising an existing regulation; or

7 “(B) with a previously established State
8 regulation.

9 “(j) APPLICABILITY.—This section—

10 “(1) applies to all State and local governments,
11 including municipalities exercising home-rule author-
12 ity, special districts, commissions, and agencies cre-
13 ated by or under State law; and

14 “(2) preempts any State or local law, code, or
15 regulation, whether legislative or administrative in
16 origin, that prohibits, directly or indirectly, the in-
17 stallation or use of a covered product or requires re-
18 moval or substitution of a covered product based
19 on—

20 “(A) its fuel source; or

21 “(B) the emission of any air pollutant (as
22 defined in section 302 of the Clean Air Act (42
23 U.S.C. 7602)).”.

1 **SEC. 11. DISTRIBUTION TRANSFORMERS.**

2 Section 346 of the Energy Policy and Conservation
3 Act (42 U.S.C. 6317) is amended by adding at the end
4 the following:

5 “(g) NO NEW OR REVISED STANDARDS FOR DIS-
6 TRIBUTION TRANSFORMERS.—

7 “(1) IN GENERAL.—Beginning on the date of
8 enactment of the Energy Efficiency Reform Act of
9 2026, the Secretary may not prescribe any new or
10 amended energy conservation standard under part B
11 or this part for distribution transformers, including
12 those distribution transformers for which the Sec-
13 retary prescribed testing requirements under sub-
14 section (a)(1) and low-voltage dry-type distribution
15 transformers.

16 “(2) EFFECT ON EXISTING STANDARDS.—Para-
17 graph (1) does not affect any energy conservation
18 standards prescribed under part B or this part be-
19 fore the date of enactment of the Energy Efficiency
20 Reform Act of 2026.”.