

115TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Environmental Research, Development, and Demonstration Authorization Act of 1978 to modify the membership requirements for the Science Advisory Board, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Mr. SCHATZ introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Environmental Research, Development, and Demonstration Authorization Act of 1978 to modify the membership requirements for the Science Advisory Board, 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. SCIENCE ADVISORY BOARD MEMBERSHIP RE-**  
4       **QUIREMENTS.**

5       Section 8 of the Environmental Research, Develop-  
6       ment, and Demonstration Authorization Act of 1978 (42  
7       U.S.C. 4365) is amended by striking subsection (b) and  
8       inserting the following:

1 “(b) ORGANIZATION.—

2 “(1) DEFINITION OF SENIOR EXECUTIVE OR DI-  
3 RECTOR.—In this subsection, the term ‘senior execu-  
4 tive or director’ means an employee of a company  
5 that exercises significant managerial responsibilities  
6 and oversight over the operations of the company.

7 “(2) MEMBERSHIP.—

8 “(A) IN GENERAL.—The Board shall be  
9 composed of not less than 9 members.

10 “(B) CHAIRMAN.—The Administrator shall  
11 designate 1 member of the Board as Chairman.

12 “(C) QUALIFICATIONS.—

13 “(i) IN GENERAL.—Each member of  
14 the Board shall be qualified to evaluate sci-  
15 entific and technical information on mat-  
16 ters referred to the Board under this sec-  
17 tion by—

18 “(I) education;

19 “(II) training; and

20 “(III) experience.

21 “(ii) PROHIBITION ON MEMBER-  
22 SHIP.—A person may not serve as a mem-  
23 ber of the Board if the person—

24 “(I) was employed—

1 “(aa) by a company that ap-  
2 plied for or received a permit  
3 from the Administrator at the  
4 time that the company applied  
5 for or received the permit;

6 “(bb) by a company de-  
7 scribed in item (aa) during the 5-  
8 year period before the date of ap-  
9 pointment to the Board; and

10 “(cc) as a senior executive  
11 or director of the company; and

12 “(II) at the time of appointment  
13 to the Board or while serving on the  
14 Board, has a substantial financial or  
15 ownership interest in a company de-  
16 scribed in subclause (I)(aa), as deter-  
17 mined by the Administrator.

18 “(3) MEETINGS.—The Board shall meet at  
19 such time and place as designated by the Chair-  
20 man.”.