EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

November 9, 2026
(Senate)

STATEMENT OF ADMINISTRATION POLICY

S. 5653 – Bipartisan American Affordability and Jobs Act of 2026

(Sen. Capito, R-WV, and three cosponsors)

The Administration strongly supports passage of S. 5653, the Bipartisan American Affordability and Jobs Act of 2026. For too long, a broken Federal permitting system has blocked American workers from building the pipelines, power plants, and mines our economy needs. S. 5653 would end the regime of "no," reform the Federal environmental review and infrastructure-permitting processes, and deliver cheaper energy, more jobs, and economic growth across the United States. It would also make President Trump's Ratepayer Protection Pledge the law of the land.

The bill directly protects American ratepayers from being forced to subsidize data centers' power consumption. Data centers connecting to the grid at scale will bear their own transmission costs, and States will be empowered to use revenue from large computational loads to lower electricity bills for working families. This Administration has consistently insisted that the costs of serving hyperscale load must be borne by those who cause them, not socialized to households and small businesses. S. 5653 writes that principle into Federal law.

S. 5653 would remove major obstacles to building the infrastructure we need in this country. It would provide that the National Environmental Policy Act and the National Historic Preservation Act cannot be abused to stop a project via bad-faith litigation. The bill would prevent States from abusing the Clean Water Act Section 401 certification system to block pipelines, transmission, or other infrastructure. It would also empower States by allowing them to take responsibility for consultations under section 7 of the Endangered Species Act. And it would impose tight deadlines on the performance of all reviews under these and other statutes. In short, S. 5653 restores sanity to Federal environmental review and infrastructure permitting process.

The permit-certainty provisions of this bill would allow industry and innovators to build today in confidence that their permits will be good tomorrow. S. 5653 also mandates that the Government must issue permits swiftly and without bias against fossil fuels or other forms of technology in the future.

The bill delivers on the Administration's energy dominance agenda. S. 5653 establishes a benefits-based cost allocation framework for interstate transmission, with explicit protection for ratepayers who receive no benefit from a given project. It directs the Federal Energy Regulatory

Commission (FERC) to modernize the generator interconnection queue using Super Intelligence and automation so that domestic power generation — natural gas, nuclear, geothermal, hydropower, and advanced resources — can connect to the grid in years rather than decades. The bill requires FERC to plan generation and transmission together across regions. It streamlines hydropower and hydrokinetic licensing, lifts regulatory barriers to geothermal development, and advances domestic mineral production critical to American industrial strength.

America's abundant energy resources are the backbone of our booming economy and the foundation of our enduring prosperity. S. 5653 would support the Administration's energy dominance agenda by providing targeted reforms for expanding and modernizing the electric grid and accelerating permitting for domestic energy projects, while maintaining key environmental and historic preservation safeguards.

The Administration strongly supports S. 5653 as it would deliver transformative policies to lower energy and transportation costs, drive new construction and investment in American infrastructure, and create American jobs.

If S. 5653 were presented to the President, his advisors would recommend that he sign it into law.

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