

AMENDMENT TO H.R. \_\_\_\_\_

OFFERED BY Terry

After section 2, insert the following new section and make the necessary conforming changes in the table of contents:

**SEC. 3. GASOLINE PRICES INCREASES.**

The Administrator, in consultation with the Secretary of Energy, shall annually prepare and certify a report to Congress on the average retail price of gasoline in the United States. If the Administrator determines that the average retail price of gasoline (all grades) sold to retail customers in the United States during the prior year exceeds \$5 per gallon, including taxes (in 2009 dollars), as a result of implementation of this Act, the provisions of this Act shall cease to be effective.