



May 15, 2023

President Joseph R. Biden  
The White House  
1600 Pennsylvania Avenue, NW  
Washington, D.C 20500

Dear President Biden:

The National Electrical Contractors Association (NECA) is a National Trade Association and the leading voice of the \$202 billion electrical contracting industry that brings power, light, and communication technology to buildings and communities across the U.S. NECA collectively represents over 4,000 electrical contractor members served by 118 local Chapters across the country.

As H.J. Res 39/S.J. Res 15 arrives at your desk, we ask that you veto this joint resolution for the two years pause of solar panels and cells from Malaysia, Vietnam, Thailand, and Cambodia.

Last year, a single company filed anti-circumvention petitions with the Department of Commerce (Commerce). The threat of duties ranging from 50%-250% on solar panels and cells from Malaysia, Vietnam, Thailand, and Cambodia called for in the petitions abruptly froze solar supply chains. A significant number of NECA solar projects experienced cancellations or delays as a result costing NECA contractors valuable time, resources, and job opportunities. To address this disruption, after Commerce accepted the petitions and initiated a set of investigations, you issued an emergency declaration including a temporary 2-year pause on potential duties arising from the investigations. This pause allowed planned solar projects to move forward while the investigations proceeded.

American stakeholders subsequently relied on Commerce's regulations to make significant business and economic decisions. By Congress attending to rollback Commerce's rulemaking as provided for in H. J. Res. 39/S. J. Res. 15 would penalize companies, acting in accordance with the law, by imposing, up to 254%, unanticipated retroactive duty liability for these stakeholders backdating to April 1, 2022. Going back on this federal commitment would create a chilling effect on NECA contractors, setting a terrible precedent that undermines America's competitiveness in the global marketplace. This could bring significant delays to the solar industry that would delay your initiative to bring online clean energy projects.

NATIONAL ELECTRICAL CONTRACTORS ASSOCIATION

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NECA contractors need certainty in the purchasing of solar panels and a bridge to domestic manufacturing. The domestic capabilities cannot support the amount of U.S solar demand currently and need time for the domestic manufacturing capabilities to ramp up to meet the demand. NECA supports the preference to produce, manufacture, and source solar panels domestically and are working to expand the domestic solar manufacturing that is currently happening.

Accordingly, I urge you to veto this legislation.

Sincerely,

A handwritten signature in black ink, appearing to read "David Long", is written in a cursive style.

David Long  
Chief Executive Officer

