

114TH CONGRESS
2D SESSION

S. 2494

To amend the Federal Power Act to provide that any inaction by the Federal Energy Regulatory Commission that allows a rate change to go into effect shall be treated as an order by the Commission for purposes of rehearing and court review.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 3, 2016

Mr. MARKEY (for himself and Ms. WARREN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Federal Power Act to provide that any inaction by the Federal Energy Regulatory Commission that allows a rate change to go into effect shall be treated as an order by the Commission for purposes of rehearing and court review.

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 “Fair Ratepayer Ac-
5 countability, Transparency, and Efficiency Standards
6 Act” or the “Fair RATES Act”.

1 **SEC. 2. AMENDMENT TO THE FEDERAL POWER ACT.**

2 Section 205(d) of the Federal Power Act (16 U.S.C.
3 824d(d)) is amended by adding at the end the following:
4 “Any absence of action by the Commission that allows a
5 change to take effect under this section (including the
6 Commission allowing the 60 days of notice provided under
7 this section to expire without Commission action) shall be
8 considered to be an order issued by the Commission ac-
9 cepting the change for purposes of section 313.”.

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