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No. 40

House of Representatives

The House met at noon and was called to order by the Speaker pro tempore (Mr. SMITH of Nebraska).

DESIGNATION OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,

March 14, 2016.

I hereby appoint the Honorable ADRIAN SMITH to act as Speaker pro tempore on this day.

PAUL D. RYAN,

Speaker of the House of Representatives.

MORNING-HOUR DEBATE

The SPEAKER pro tempore. Pursuant to the order of the House of January 5, 2016, the Chair would now recognize Members from lists submitted by the majority and minority leaders for morning-hour debate.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until 2 p.m. today.

Accordingly (at 12 o'clock and 1 minute p.m.), the House stood in recess.

□ 1400

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. BISHOP of Utah) at 2 p.m.

PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer:

God of mercy, thank You for giving us another day.

You alone can trace the deepest fault lines of history and read the highest aspirations of the human heart.

Bless the Members of the people's House today. Give them sound judgment and make them as practical as the American people who sent them here as their Representatives.

Help them to withstand open criticism when they know what is right before You and conscience. Often they are characterized by half-truths and attributed motives that are far beneath them. Uphold them at such times with personal integrity and compassion for those most in need.

Having called them to serve others to the best of their ability, lift them even higher by Your grace and power to live and work for Your greater honor and glory.

Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from South Carolina (Mr. WILSON) come forward and lead the House in the Pledge of Allegiance.

Mr. WILSON of South Carolina led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

A PUBLIC SERVANT REMEMBERED

(Mr. EMMER of Minnesota asked and was given permission to address the House for 1 minute.)

Mr. EMMER of Minnesota. Mr. Speaker, I rise today to honor the

memory of Washington County Commissioner Ted Bearth, who passed away last week.

Ted was elected to the county board in 2012 and was reelected in 2014, representing Washington County's Second District. However, Ted's long record of public service began more than 40 years ago, when he was elected to the Oakdale City Council in 1974. He spent an impressive 26 years of service as a city council member and mayor.

Ted's commitment to Minnesota and his community goes well beyond elected office. As a Marine Corps veteran, he was also involved in the Oakdale Veterans Memorial Committee.

Ted Bearth was a beloved member of our community and a dedicated public servant. Despite his declining health, he stayed involved and in touch with county staffers and fellow commissioners. He was known for his strong leadership and ability to forge lasting connections.

I wish Ted's family peace during this difficult time and assure them that he will be greatly missed by many Minnesotans.

IN HONOR OF NANCY DAVIS REAGAN

(Mr. WILSON of South Carolina asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. WILSON of South Carolina. Mr. Speaker, last week the American people lost a devoted public servant, Nancy Davis Reagan.

As a former staff member of the Reagan administration, I will always appreciate the devotion of Nancy Reagan to the American people, especially to her husband "Ronnie."

Nancy Reagan will always be cherished for how she inspired a Nation and showed that goodwill prevailed. She demonstrated that service by showing

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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small acts could make a world of difference. Nancy's fierce love for her husband and her country was her service.

A passionate advocate for drug awareness and prevention, Nancy Reagan launched the "Just Say No" program to fight drug and alcohol abuse among young people to promote fulfilling lives. She strived to always make a positive impact for our citizens.

Mrs. Reagan showed that no act of kindness, no act of love, is too small to be meaningful. She practiced what she preached, living every day to the fullest. In every sense of the word, she was the very model of a First Lady, wife, and mother.

In conclusion, God bless our troops, and may the President, by his actions, never forget September the 11th in the global war on terrorism.

Happy 13th birthday, Addison.

DINA KIM RECEIVES PRESIDENT'S VOLUNTEER SERVICE AWARD

(Mr. THOMPSON of Pennsylvania asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. THOMPSON of Pennsylvania. Mr. Speaker, I rise today to congratulate Dina Kim, a senior at State College Area High School, located in Pennsylvania's Fifth Congressional District, on earning the national President's Volunteer Service Award.

This award honors people across the Nation who have volunteered 100 hours per year or more in service to their communities. Dina has worked for years as a translator for Compassion Korea and was a former volunteer in Malaysia, helping to teach English to refugee students.

Dina started volunteering with Compassion Korea when she was in fifth grade. The organization allows people from around the world to sponsor a child in need from another country. Dina works to translate letters from children to their sponsor families in Korean.

Dina Kim estimates that she has accumulated 600 hours of volunteer service both in State College, her former home in Texas, and in Malaysia.

She will graduate this year and plans to attend college, majoring in linguistics. She is an example of the great contributions young people can bring to the communities we serve. I congratulate Dina on this award and wish her the best of luck in the future.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 10, 2016.

Hon. PAUL D. RYAN,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 10, 2016 at 1:35 p.m.:

That the Senate passed S. 524.

With best wishes, I am

Sincerely,

KAREN L. HAAS.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 3 p.m. today.

Accordingly (at 2 o'clock and 6 minutes p.m.), the House stood in recess.

□ 1506

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ROTHFUS) at 3 o'clock and 6 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

Record votes on postponed questions will be taken later.

FAIR RATEPAYER ACCOUNTABILITY, TRANSPARENCY, AND EFFICIENCY STANDARDS ACT

Mr. WHITFIELD. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2984) 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.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 2984

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Fair Ratepayer Accountability, Transparency, and Efficiency Standards Act" or the "Fair RATES Act".

SEC. 2. AMENDMENT TO THE FEDERAL POWER ACT.

Subsection (d) of section 205 of the Federal Power Act (16 U.S.C. 824d(d)) is amended by adding at the end the following: "Any absence of action by the Commission that allows a change to take effect under this sec-

tion, including the Commission allowing the sixty days' notice herein provided to expire without Commission action, shall be treated as an order issued by the Commission accepting such change for purposes of section 313."

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Kentucky (Mr. WHITFIELD) and the gentleman from Massachusetts (Mr. KENNEDY) each will control 20 minutes.

The Chair recognizes the gentleman from Kentucky.

GENERAL LEAVE

Mr. WHITFIELD. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and to insert extraneous materials in the RECORD on the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Kentucky?

There was no objection.

Mr. WHITFIELD. Mr. Speaker, I yield myself such time as I may consume.

As we begin consideration of this legislation, I thank the gentleman from Massachusetts (Mr. KENNEDY) for bringing this matter to the attention of our committee.

The Federal Power Act sets forth processes to set rates for electricity, including opportunities for the public to protest a rate change filed with FERC. New rates take effect if FERC approves them or if FERC fails to issue an order approving or denying the filed rate within 60 days. The failure to approve or deny a rate may result from agency delay or, in some limited cases, from a vote that results in a deadlocked Commission, for example, a 2-2 vote. In such cases, the rates become effective by operation of law even when these rates were not approved by a majority of Commissioners.

The Federal Power Act provides administrative redress for members of the public to protest Commission rate decisions. However, if these rates become effective by operation of law—for example, a deadlock, 2-2—the administrative processes are not available to the public because FERC did not actually issue an order for the public to protest. The public literally gets shut out.

I don't want to speak for the gentleman from Massachusetts, but I think some of his constituents recently experienced this firsthand. As a result of that and of the hard work of Mr. KENNEDY's, of his staff's, and of the committee staffs' on both sides of the aisle, this legislation was drafted, and we considered it in committee. We have it on the floor today, and I would urge all of the Members to support this important legislation.

I reserve the balance of my time.

Mr. KENNEDY. Mr. Speaker, I yield myself such time as I may consume.

I thank the House for allowing me to discuss the Fair RATES Act, H.R. 2984, and for bringing it to the floor for a vote.

I also thank Chairman WHITFIELD, Chairman UPTON, Ranking Members