

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

RUSH and PALLONE, as well as the committee staffs on both sides, for their work with our office to help this bill move forward. In particular, to echo Chairman WHITFIELD's comments, he has been an incredible partner with us as we have tried to move this bill forward, and I am truly grateful for his assistance in doing so.

Mr. Speaker, every year regulators in New England hold energy capacity auctions to ensure that we have sufficient energy that is generated to meet consumer demand. Two years ago, during an auction, there was a shortfall that triggered administrative pricing at triple the current capacity payments, skyrocketing from about \$1 billion to \$3 billion.

That rate increase hasn't even reached our constituents yet, and our region already pays the highest energy rates in the continental United States. Next June, a significant portion of their bills will triple due to that auction.

When the Federal Energy Regulatory Commission reviewed the rate increase, it was down to four commissioners and it deadlocked 2-2. One Democratic Commissioner and one Republican Commissioner raised concerns about whether those rates were just and reasonable for consumers. However, the rates took effect by operation of law without any action from FERC; and because there was no official decision by FERC, there was no decision to appeal, holding our constituents voiceless.

Another annual auction just took place last month with rates, again, that were three times higher than they are today. Those rates are, again, being reviewed by a shorthanded FERC, which sets up the potential for the exact same outcome of consumers, once again, being shut out of the process.

With bipartisan support and endorsements from the American Public Power Association, the New England Public Power Association, the National Rural Electric Cooperative Association, my bill, the Fair RATES Act, would simply ensure that avenues of good governance remain open. It provides that if at any time rate changes take effect by operation of law without Commission action, deadlocked or otherwise, aggrieved parties retain the right to protest those rates through the process that is outlined by the Federal Power Act.

I am the first to admit that this is a complex issue, but my bill is a simple fix to a complex problem. When we as lawmakers identify a flaw in one of our laws, especially one that unduly harms our constituents, it is our obligation to act to amend the law.

The unpredictability of my region's energy rates means families can't save for the future and local businesses can't grow. The least we can do is to ensure that they will never be held voiceless when their electric bills arrive at the end of each month; so I urge my colleagues to support this bill.

Mr. Speaker, I also want to give particular thanks to the committee staffs on both the majority and minority sides, including Patrick Currier, Allison Trexler, Rick Kessler, Caitlin Haberman, and Alexander Ratner.

Finally, I have to acknowledge somebody on my own team, Eric Fins, who knows more about energy rates and capacity markets than he ever thought he would, and I am grateful for that. He is now writing a law school essay on the topic.

I yield back the balance of my time.

Mr. WHITFIELD. Mr. Speaker, in conclusion, I do want to thank the gentleman from Massachusetts, once again, for bringing this important issue before us.

We must allow the public to have administrative process relief, and this legislation will do that in those cases when FERC does not actually issue an order; so I would urge the passage of this legislation.

I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Kentucky (Mr. WHITFIELD) that the House suspend the rules and pass the bill, H.R. 2984.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

ENERGY EFFICIENT GOVERNMENT TECHNOLOGY ACT

Mr. WHITFIELD. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 1268) to amend the Energy Independence and Security Act of 2007 to promote energy efficiency via information and computing technologies, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 1268

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 "Energy Efficient Government Technology Act".

SEC. 2. ENERGY-EFFICIENT AND ENERGY-SAVING INFORMATION TECHNOLOGIES.

(a) AMENDMENT.—Subtitle C of title V of the Energy Independence and Security Act of 2007 (Public Law 110-140; 121 Stat. 1661) is amended by adding at the end the following:

"SEC. 530. ENERGY-EFFICIENT AND ENERGY-SAVING INFORMATION TECHNOLOGIES.

"(a) DEFINITIONS.—In this section:

"(1) DIRECTOR.—The term 'Director' means the Director of the Office of Management and Budget.

"(2) INFORMATION TECHNOLOGY.—The term 'information technology' has the meaning given that term in section 11101 of title 40, United States Code.

"(b) DEVELOPMENT OF IMPLEMENTATION STRATEGY.—Not later than 1 year after the date of enactment of this section, each Federal agency shall coordinate with the Director, the Secretary, and the Administrator of the Environmental Protection Agency to develop an implementation strategy (that in-

cludes best practices and measurement and verification techniques) for the maintenance, purchase, and use by the Federal agency of energy-efficient and energy-saving information technologies, taking into consideration the performance goals established under subsection (d).

"(c) ADMINISTRATION.—In developing an implementation strategy under subsection (b), each Federal agency shall consider—

- "(1) advanced metering infrastructure;
- "(2) energy-efficient data center strategies and methods of increasing asset and infrastructure utilization;
- "(3) advanced power management tools;
- "(4) building information modeling, including building energy management;
- "(5) secure telework and travel substitution tools; and
- "(6) mechanisms to ensure that the agency realizes the energy cost savings brought about through increased efficiency and utilization.

"(d) PERFORMANCE GOALS.—

"(1) IN GENERAL.—Not later than 180 days after the date of enactment of this section, the Director, in consultation with the Secretary, shall establish performance goals for evaluating the efforts of Federal agencies in improving the maintenance, purchase, and use of energy-efficient and energy-saving information technology.

"(2) BEST PRACTICES.—The Chief Information Officers Council established under section 3603 of title 44, United States Code, shall recommend best practices for the attainment of the performance goals, which shall include Federal agency consideration of, to the extent applicable by law, the use of—

- "(A) energy savings performance contracting; and
- "(B) utility energy services contracting.

"(e) REPORTS.—

"(1) AGENCY REPORTS.—Each Federal agency shall include in the report of the agency under section 527 a description of the efforts and results of the agency under this section.

"(2) OMB GOVERNMENT EFFICIENCY REPORTS AND SCORECARDS.—Effective beginning not later than October 1, 2017, the Director shall include in the annual report and scorecard of the Director required under section 528 a description of the efforts and results of Federal agencies under this section."

(b) CONFORMING AMENDMENT.—The table of contents for the Energy Independence and Security Act of 2007 is amended by adding after the item relating to section 529 the following:

"Sec. 530. Energy-efficient and energy-saving information technologies."

SEC. 3. ENERGY EFFICIENT DATA CENTERS.

Section 453 of the Energy Independence and Security Act of 2007 (42 U.S.C. 17112) is amended—

- (1) in subsection (b)(2)(D)(iv), by striking "determined by the organization" and inserting "proposed by the stakeholders";
- (2) by striking subsection (b)(3); and
- (3) by striking subsections (c) through (g) and inserting the following:

"(c) STAKEHOLDER INVOLVEMENT.—The Secretary and the Administrator shall carry out subsection (b) in collaboration with the information technology industry and other key stakeholders, with the goal of producing results that accurately reflect the most relevant and useful information available. In such collaboration, the Secretary and the Administrator shall pay particular attention to organizations that—

- "(1) have members with expertise in energy efficiency and in the development, operation, and functionality of data centers, information technology equipment, and software, such as representatives of hardware manufacturers, data center operators, and facility managers;