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4 MARKUP OF H.R. 6, THE DOMESTIC PROSPERITY AND GLOBAL FREEDOM
5 ACT; H.R. 2689, THE ENERGY SAVINGS THROUGH PUBLIC-PRIVATE
6 PARTNERSHIPS ACT; AND H.R. 4092, THE STREAMLINING ENERGY
7 EFFICIENCY FOR SCHOOLS ACT OF 2014 (DAY 2)
8 WEDNESDAY, APRIL 30, 2014
9 House of Representatives,
10 Committee on Energy and Commerce
11 Washington, D.C.

12 The Committee met, pursuant to call, at 10:05 a.m., in
13 Room 2123 of the Rayburn House Office Building, Hon. Fred
14 Upton [Chairman of the Full Committee] presiding.

15 Members present: Representatives Upton, Hall, Barton,
16 Shimkus, Pitts, Walden, Terry, Rogers, Murphy, Burgess,
17 Blackburn, Gingrey, Scalise, Latta, McMorris Rodgers, Lance,
18 Cassidy, Guthrie, Olson, McKinley, Gardner, Pompeo,

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19 Kinzinger, Griffith, Bilirakis, Johnson, Long, Ellmers,
20 Waxman, Dingell, Pallone, Rush, Eshoo, Engel, Green, DeGette,
21 Capps, Doyle, Schakowsky, Matheson, Barrow, Matsui,
22 Christensen, Castor, Sarbanes, McNerney, Braley, Welch,
23 Lujan, Tonko and Yarmuth.

24 Staff present: Nick Abraham, Legislative Clerk; Gary
25 Andres, Staff Director; Charlotte Baker, Deputy
26 Communications Director; Mike Bloomquist, General Counsel;
27 Sean Bonyun, Communications Director; Matt Bravo,
28 Professional Staff Member; Patrick Currier, Counsel, Energy
29 and Power; Brad Grantz, Policy Coordinator, Oversight and
30 Investigations; Sydne Harwick, Legislative Clerk; Tom
31 Hassenboehler, Chief Counsel, Energy and Power; Brittany
32 Havens, Legislative Clerk; Kirby Howard, Legislative Clerk;
33 Peter Kielty, Deputy General Counsel; Jason Knox, Counsel,
34 Energy and Power; Brandon Mooney, Professional Staff Member;
35 Chris Sarley, Policy Coordinator, Environment and Economy;
36 Charlotte Savercool, Legislative Coordinator; Tom Wilbur,
37 Digital Media Advisor; Michelle Ash, Democratic Chief
38 Counsel, Commerce, Manufacturing and Trade; Jeff Baran,
39 Democratic Senior Counsel; Phil Barnett, Democratic Staff
40 Director; Jen Berenholz, Democratic Chief Clerk; Greg Dotson,
41 Democratic Staff Director, Energy and Environment; Caitlin

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42 Haberman, Democratic Policy Analyst; and Karen Lightfoot,

43 Democratic Communications Director and Senior Policy Advisor.

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44 The {Chairman.} Committee will come to order.

45 At the conclusion of the opening statements yesterday,

46 the chair called up H.R. 2689. The Bill was opened for

47 amendment at any point, and the chair recognizes Mr. Gardner

48 for the purpose of offering an amendment in the nature of a

49 substitute.

50 Mr. {Gardner.} Thank you, Mr. Chairman, and I would

51 offer an amendment in the nature of a substitute to H.R.

52 2689.

53 The {Chairman.} The clerk will report the amendment.

54 The {Clerk.} Amendment in the nature of a substitute to

55 H.R. 2689 offered by Mr. Gardner of Colorado and Mr. Welch of

56 Vermont.

57 [The amendment of Mr. Gardner and Mr. Welch follows:]

58 ***** INSERT 1 *****

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|
59 The {Chairman.} And without objection, the reading of
60 the amendment is dispensed with. The gentleman is recognized
61 for 5 minutes in support of the amendment, and the staff will
62 distribute copies of the amendment. Is that right?

63 {Voice.} Yeah.

64 The {Chairman.} Wait. I think--it has already been
65 circulated, so you are fine. Gentleman is recognized for 5
66 minutes in support of his amendment.

67 Mr. {Gardner.} Thank you, Mr. Chairman.

68 This amendment makes the following changes to the
69 underlying legislation. First, it requires a report to
70 Congress in each of 2015 and 2016 on the status of each
71 agency's energy-related performance contracts, the value of
72 these contracts for the previous year, the goal for the
73 coming year, and an explanation by agency about why--
74 explanation by the agency about why goals were or were not
75 met.

76 For projects discovered in the energy audits required in
77 law, the agencies must explain why any lifecycle cost-
78 effective measures were not implemented using DOE developed
79 guidelines.

80 The amendment also clarifies that agencies cannot

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81 arbitrarily limit use of operations and maintenance savings
82 in an energy savings performance contract, and it makes
83 consistent the definition of a federal building within
84 federal energy provisions of law. It clarifies in federal
85 energy statute that plug loads are allowable energy
86 conservation measures, and the amendment also specifies as
87 energy savings the use, sale or transfer of energy
88 incentives, rebates or credits for federal, state, local
89 governments or utilities, and any revenue generated from a
90 reduction in energy use, more efficient waste recycling, or
91 more energy generated from more efficient equipment.

92 I ask for support for the amendment, and I thank those
93 members of the committee who have worked with us on this
94 Bill, Mr. Welch in particular, and I ask for support of this
95 amendment. And I yield back.

96 The {Chairman.} Gentleman yields back.

97 Are there other Members wishing to speak on the
98 amendment? The gentleman from Vermont, Mr. Welch.

99 Mr. {Welch.} Okay. Well, I want to thank the committee
100 and you, Mr. Chairman, and my colleague, Mr. Gardner. You
101 know, what this legislation does basically is enhance a
102 public-private partnership. You have the private sector that
103 is doing the work and providing the upfront costs. You are

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104 getting the taxpayer who is reaping the savings. This
105 legislation recognizes that when something is working, energy
106 savings, performance contracts, we should do more of it but
107 do it better, and this legislation allows us to do it better.
108 And then the third thing, everybody on this committee is in
109 favor of energy independence. We are all in favor of energy
110 independence. Whatever your fuel source may be, and whatever
111 your view may be about climate change, less is more. And the
112 thing that Mr. Gardner have--and I have in common is we are
113 both cheap. So if you--whatever your fuel source, if you
114 lose--you are using less and saving money, and in the
115 process, putting some of the folks in your community to work,
116 that is a good thing.

117 I yield back.

118 The {Chairman.} Gentleman yields back.

119 Are there other Members wishing to speak on the
120 amendment? Seeing--the gentlelady from California is
121 recognized for 5 minutes. Are there Members wishing to speak
122 on the amendment? Seeing none, the vote occurs on the
123 amendment offered by Mr. Gardner and Mr. Welch. Are there--

124 All those in favor, say aye.

125 Those opposed, say no.

126 Opinion of the chair, the ayes have it.

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127 The ayes have it. The amendment is agreed to.

128 Are there further amendments to the Bill? Seeing none,
129 the vote will occur on the Bill as amended.

130 And those in favor say aye.

131 Those opposed, say no.

132 Opinion of the chair, the ayes have it.

133 The ayes have it. The amendment--or the Bill as amended
134 is approved. Favorably reporting H.R. 2689 to the House.

135 The chair now calls up H.R. 4092, and asks the clerk to
136 report.

137 The {Clerk.} H.R. 4092, to amend the energy policy and
138 conservation Act to establish the Office of Energy Efficiency
139 and Renewable Energy as a lead federal agency for
140 coordinating federal, state and local assistance provided to
141 promote the energy retrofitting of schools.

142 [H.R. 4092 follows:]

143 ***** INSERT 2 *****

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144 The {Chairman.} Without objection, the first reading of
145 the Bill is dispensed with, and the Bill will be open for
146 amendment at any point. So ordered.

147 The chair would recognize Mr. Welch for the purpose of
148 offering amendment in the nature of a substitute.

149 Mr. {Welch.} Thank you very much, Mr. Chairman.

150 Our colleague, Mr. Cartwright, has legislation--

151 The {Chairman.} Excuse me just one second. The clerk
152 needs to report the title of the amendment.

153 The {Clerk.} Amendment in the nature of a substitute to
154 H.R. 4092, offered by Mr. Welch of Vermont.

155 [The amendment of Mr. Welch follows:]

156 ***** INSERT 3 *****

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|
157 The {Chairman.} All right, the amendment will be
158 considered as read. The staff will distribute the amendment.
159 The gentleman is recognized for 5 minutes in support of the
160 amendment.

161 Mr. {Welch.} Thank you very much, Mr. Chairman.

162 Our colleague, Mr. Cartwright, has legislation that is
163 more or less incorporated into this amendment. This
164 amendment will replace the entire Bill with language that has
165 been worked out with the chairman and the ranking member in
166 the relevant agencies, and, of course, I do thank the
167 chairman and I thank the ranking member for their leadership
168 on this.

169 Our amendment will establish a clearinghouse through the
170 Office of Energy Efficiency and Renewable Energy to
171 disseminate information on federal programs and financing
172 mechanisms that can be used to develop energy efficiency,
173 distributed generation and energy retrofitting projects for
174 schools. So we all have schools. They all have big expenses
175 with utilities, and anything that is out there that will help
176 them save money is going to be good for property taxes and
177 good for instruction.

178 You know, we have got a lot of initiatives--federal

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179 initiatives that are already available to help schools, but
180 these programs, they are spread across the entire Federal
181 Government, making it very difficult for some of our small
182 school boards, even big ones, you know, and time-consuming
183 and costly just to identify them. So this amendment seeks to
184 address that problem by clearing up some of the bureaucratic
185 obstacles to schools that are seeking assistance for energy
186 efficiency upgrades, all at no additional cost to the
187 taxpayers.

188 K-12 school districts spend literally billions of
189 dollars on energy each year, and lowering the energy bills
190 for those schools is going to help control cost. As I
191 mentioned, good for the taxpayers certainly in Vermont, but I
192 am sure that is true for all of us. It is going to make
193 classrooms more comfortable in the hot weather and in the
194 cold weather. And by the way, that is good for instruction.
195 We don't want our kids in overheated or too cold schools.

196 I want to thank Mr. Cartwright of Pennsylvania for
197 authoring this legislation and working with me on this
198 effort. I ask my colleagues to support this amendment and
199 the underlying Bill.

200 And, Mr. Chairman, I yield back.

201 The {Chairman.} Gentleman yields back.

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202 I would just like to say we commend your work on this
203 and look forward to supporting it.

204 Are there other Members wishing to speak on this
205 amendment? Seeing none, the vote occurs on the amendment in
206 the nature of a substitute.

207 Those in favor will say aye.

208 Those opposed, say no.

209 Opinion of the chair, the ayes have it.

210 The ayes have it. The amendment is agreed to.

211 Are there further amendments to the Bill? Seeing none,
212 the vote occurs on favorably reporting H.R. 4092 as amended
213 to the House.

214 All those in favor will say aye.

215 All those opposed, say no.

216 Opinion of the chair, the ayes have it.

217 The ayes have it, and the Bill is favorably reported.

218 The clerk--the chair now calls up H.R. 6 as amended by
219 the Subcommittee on Energy and Power, and we will ask the
220 clerk to again report.

221 The {Clerk.} H.R. 6, as amended by the Subcommittee on
222 Energy and Power on April 9, 2014.

223 [The amendment of the Subcommittee follows:]

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224 ***** INSERT 4 *****

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|

225 The {Chairman.} Without objection, the first reading of
226 the Bill is dispensed with, and the Bill will be open for
227 amendment at any point. So ordered.

228 Are there any amendments to the Bill? Gentleman from
229 Colorado, Mr. Gardner.

230 Mr. {Gardner.} Thank you, Mr. Chairman, and I offer
231 amendment to H.R. 6.

232 The {Chairman.} And the clerk will report the title of
233 the amendment.

234 The {Clerk.} Amendment to H.R. 6, offered by Mr.
235 Gardner of Colorado.

236 [The amendment of Mr. Gardner follows:]

237 ***** INSERT 5*****

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|
238 The {Chairman.} And the amendment will be considered as
239 read. The staff will distribute the amendment, and the
240 gentleman is recognized for 5 minutes in support of his
241 amendment.

242 Mr. {Gardner.} Thank you, Mr. Chairman.

243 And to answer the call of our allies, this amendment is
244 offered to gain strong support, and should show the world
245 that we are serious about exporting LNG and job creation here
246 at home. Section 3(a) of the--Section 3(a) establishes a
247 timeline on the Department of Energy to issue a decision on
248 any application to export LNG not later than 90 days after
249 the later of the expiration of the comment period, or the
250 date of enactment. For those aggrieved by the DOE decision
251 or its inaction, Section 3(b) of the amendment provides that
252 the venue for an appeal shall be the Circuit Court of Appeals
253 in which the facility is proposed. It further provides that
254 such an appeal will receive an expedited consideration by the
255 Court.

256 This amendment, while imposing a deadline on DOE to take
257 action on pending applications, does not predetermine the
258 outcome, leaving Department of Energy to address each
259 application according to its existing promulgated rules and

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260 regulations. This amendment provides for an expedited
261 judicial review in the event an aggrieved party seeks such a
262 review in the court. This amendment does not interfere with
263 the determinations to be made by the Department of Energy.
264 The amendment does not alter, does not alter, the substantive
265 law established by the Natural Gas Act.

266 While this amendment does establish a timeline on DOE to
267 issue a decision, it places the burden on the aggrieved party
268 to pursue a remedy. It does not deem the applications
269 approved. Again, I say it does not deem the applications
270 approved. This amendment does not substitute the will of the
271 Congress over the deliberative process of the federal agency;
272 it merely places a timeline on DOE to conclude the
273 deliberative process, with the burden on the aggrieved party
274 to take the initiative through the court and not the
275 Congress. And I would encourage my colleagues to vote for
276 the manager's amendment to H.R. 6.

277 The {Chairman.} Yield back.

278 Chair would recognize the gentleman from California.

279 Mr. {Waxman.} Well, thank you, Mr. Chairman. I
280 appreciate that Congressman Gardner is proposing some changes
281 in an effort to broaden support for this Bill, but I don't
282 think the proposed changes really address the major concerns

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283 that have been raised, and the amendment actually raises some
284 new concerns.

285 The amendment establishes a new deadline for DOE to
286 decide on applications within 90 days of the close of the
287 public comment period, or enactment of the Bill, whichever
288 comes later. Well, for nearly all of the 2 dozen pending
289 applications, the comment period is already over, so this
290 provision would require DOE to simultaneously review and make
291 a decision on virtually all of the pending applications
292 within 90 days. I don't think that is realistic.

293 FERC's environmental reviews haven't been completed for
294 any of these applications, so the deadline would force DOE to
295 rush its review of the application, and make a final decision
296 without any environmental review. This is likely to have
297 unintended and counterproductive results. If DOE is forced
298 to make a decision on an incomplete record, it may have no
299 choice but to deny the applications. That is exactly what
300 happened when Congress passed legislation forcing the
301 President to make a decision about the Keystone XL Pipeline
302 on an unworkable timetable. He had to reject the
303 application. I don't see how that outcome helps the LNG
304 export applicants.

305 Another possibility is that DOE will decide that it has

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306 no choice but to grant all of the pending applications within
307 90 days, without an inadequate--without an adequate review,
308 because of the existing statute placing the burden of proof
309 on opponents of an export application. Well, that result
310 would be no different than the original Bill. The original
311 Bill would automatically grant all of these applications.
312 The original Bill really said why review applications, just
313 allow export.

314 Either way, the unworkable deadline results in a
315 meaningless and inadequate public interest review. A
316 meaningful process provides time for the Agency to consider
317 issues raised by the public and the environmental review, and
318 allows the Agency to make an informed public interest
319 determination based on a complete record. There is not much
320 point of preserving a public interest determination if the
321 review is going to be so truncated that it is not--there is
322 not an opportunity to weighing the pros and cons.

323 Bear in mind, if this amendment passes, LNG will not be
324 exported from the U.S. any faster. Nothing in this Bill
325 affects FERC's permitting of the actual LNG export terminals.
326 FERC's process takes longer than the DOE process because it
327 necessarily includes an environmental review, and site-
328 specific analysis. So rushing the DOE review is not going to

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329 speed up the construction of these projects. With this
330 amendment, we get all of the disadvantages of a truncated DOE
331 process with none of the advantages. This amendment and the
332 Base Bill both have significant problems. Whether we adopt
333 this amendment or reject it, we should vote against the
334 underlying Bill.

335 I yield back my time.

336 The {Chairman.} Gentleman yields back.

337 Are there further comments to the amendment offered by
338 the gentleman from Colorado?

339 Mr. Green is recognized for 5 minutes.

340 Mr. {Green.} Thank you, Mr. Chairman. And first of
341 all, I want to thank Mr. Gardner for working with some of us
342 on the Bill.

343 This is a--this amendment is a compromise on what the
344 original Bill is. The DOE currently takes about 2 1/2 years
345 to approve these permits. FERC is about 18 months. None of
346 the environmental reviews are done through the Department of
347 Energy; they are done through FERC. What this amendment only
348 affects is the Department of Energy's permitting process, and
349 that is why, instead of the original Bill said deeming, we
350 would just deem all these permits approved, this actually
351 gives--keeps the Department of Energy in the program, and 90

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352 days after the closing of the comment period, they have to
353 make a decision. It could be yes or no, but they have to
354 make a decision. So that is why--because some of you know
355 that I represent a substantial chemical industry, and my
356 worry, if we open the door all the way, that we will end up
357 seeing world prices on natural gas. That may be great with
358 my producers, but it is also not going to be good for my
359 folks downstream and our electrical utilities. So that is
360 why I want DOE to be part of the process, but I also don't
361 want to have the 2 1/2 year delay that we are seeing
362 now, and that is why this amendment is a compromise. And I
363 just appreciate Mr. Gardner working with a number of us to
364 come up with this.

365 And I yield back my time.

366 The {Chairman.} Gentleman yields back. Are there other
367 Members wishing to comment on the amendment?

368 The gentlelady from California is recognized for 5
369 minutes.

370 Ms. {Eshoo.} Thank you, Mr. Chairman.

371 I oppose this amendment because it would deem all future
372 LNG projects as automatically in the public interest, and
373 that simply is not the case. We need to keep in mind that
374 despite our nation's recent boom in natural gas production,

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375 and the talk and the suggestions relative to helping Ukraine
376 and Europe, the United States is still a net importer of
377 natural gas. We currently are on track to produce more gas
378 than we consume by 2016, which is excellent, but if every
379 pending LNG export project were approved, we would be
380 exporting over 40 percent of our average daily consumption
381 overseas, and this, no doubt, will drive up prices for
382 American households, for the American consumer, and American
383 businesses. So in the rush to accomplish what the underlying
384 Bill has, I think that lawmakers really need to be highly
385 cognizant of the impacts it is going to have on American
386 businesses and American consumers.

387 There have been recent fluctuations in the natural gas
388 inventory levels in our country, and that should, again,
389 elicit caution on the part of all of us as lawmakers who are
390 eager to export large quantities of LNG.

391 At the beginning of April this year, inventories were 50
392 percent lower than at this time last year, and nearly 50
393 percent below the lowest level of the last 5 years. So that
394 is a very important indication, and I think it needs to be
395 paid attention to. Low inventory levels leave consumers
396 vulnerable to price spikes and supply disruptions if
397 production doesn't keep up with demand. So we are not at

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398 peek volumes, steady volumes where we can afford to export,
399 and I think that there is real cause concern in this--in the
400 underlying legislation relative to American consumers, the
401 public interest, and American businesses.

402 The DOE does have an established process to make this
403 public interest determination, and the process has approved 7
404 projects so far, it has a schedule for considering the
405 remaining 24 pending applications. I think if you really
406 start throwing sand in the gears, that it is going to not
407 only mess up the market, it is going to hurt consumers, it is
408 going to hurt businesses, and we are not taking into
409 consideration the recent fluctuations, which is a very, very
410 important consideration relative to this. So I think for any
411 future project, this amendment would deem it automatically in
412 the public interest as long as it is exporting to a WTO
413 member nation, it has practical purposes, but there are--I
414 think this is riddled with problems. I don't think that this
415 is a clear-cut case. I think it is being presented as one,
416 but I think that there are some very broad, important
417 implications in this that we all need to take into
418 consideration, and for those reasons I oppose the amendment
419 because it--the Bill simply does not automatically have these
420 projects deemed in the public interest, and at the end of the

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421 day, that is what we are here for.

422 I will yield back.

423 The {Chairman.} The gentlelady yields back.

424 Chair recognizes the gentleman from Texas, Mr. Barton,
425 for 5 minutes.

426 Mr. {Barton.} Mr. Chairman, I rise in support of the
427 Gardner amendment to the pending Bill.

428 I think it is important to reiterate what the Bill does.
429 The Bill does, unamended, changes current law permanently for
430 all projects under consideration, and projects that might be
431 presented to Department of Energy in the future. Mr. Gardner
432 takes a step back and says, well, let us just clear the
433 pipeline, so to speak, for the projects that are over at DOE,
434 they have to be reviewed and a decision made 90 days after
435 the comment period.

436 Now, we have some projects at DOE that the comment
437 period has been closed for over 2 years. There are a few
438 projects that the comment period is still open, but the vast
439 majority of these projects the comment period is closed. And
440 Mr. Gardner says give them 90 days after that and let us go
441 forward.

442 Now, the reality, you know, they are not going to be
443 hundreds of LNG terminals built off the coast of the United

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444 States. The world market is big but it is not that big. You
445 are going to have 1 or 2 on the east coast, and 1 or 2 on the
446 west coast, and maybe 2 or 3 on the Gulf coast. And the
447 probability is that within the projects pending at DOE, that
448 will be the universe from which the projects that actually
449 get funded are built. And as Mr. Waxman has pointed out in
450 his comments earlier, this doesn't change any procedure at
451 FERC; this simply says the Department of Energy clears the
452 projects that are currently under review to determine whether
453 it is in the national interest, and then they go to FERC.
454 FERC has approved 1 project which is going to be built, and
455 there--I think there are 7 projects that are still pending.

456 This Gardner bill and the Gardner amendment doesn't
457 change any process at FERC; it simply--if this amendment is
458 enacted, and I hope it will be, and I hope it is on a
459 bipartisan basis, the projects that are already at Department
460 of Energy will be reviewed as soon as the comment period is
461 over, within 90 days, and either a green light will be given
462 or a red light will be given. And since the current law is
463 you have to prove it is not in the national interest to
464 disapprove, the probability is that all these projects will
465 be approved and sent to FERC.

466 So I support the amendment, and I hope we pass it on a

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467 bipartisan vote.

468 And I yield back, Mr. Chairman.

469 The {Chairman.} Gentleman yields back.

470 Other Members wishing to comment?

471 Gentleman from New York, Mr. Tonko.

472 Mr. {Tonko.} Thank you, Mr. Chair.

473 I move to strike the last word.

474 I reviewed the list of applications that DOE has
475 received for LNG projects, and requests for exporting natural
476 gas that was last updated at the end of March. Since
477 applications for export to countries with which we have a
478 free trade agreement essentially are approved automatically,
479 plenty of gas could be, and can be, exported.

480 Or the non-free trade agreement applications, DOE has
481 approved 7 of these already.

482 What is the problem that this Bill is supposed to be
483 fixing? None of this is giving any serious consideration to
484 the potential impacts on our economy, on our ability to
485 rebuild our manufacturing base, and to consumers'
486 pocketbooks, of allowing gas exporters to commit to sending
487 large volumes of gas to the world market.

488 The provisions of the Natural Gas Act contain very
489 modest requirements for the Secretary to consider the public

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490 interest, but apparently any interests but those of the oil
491 and gas industry are irrelevant.

492 I am very concerned about the impacts of cumulative LNG
493 exports on domestic consumer prices for home heating and for
494 home heating electricity, and I fear we are exporting away
495 the competitive advantage of lower energy prices that we need
496 to spur our domestic manufacturing base.

497 As the witness representing the American Public Gas
498 Association pointed out, both studies commissioned by the
499 Department of Energy, by the Energy Information Agency, and
500 by NERA conclude that LNG exports will raise domestic natural
501 gas prices. While this is obviously a benefit to gas
502 producers and marketers, higher heating and electric bills
503 are not beneficial to the many Americans who rely on natural
504 gas for heating and cooking, and whose electricity supply is
505 based on natural gas generation. Higher prices for natural
506 gas are not beneficial for small businesses, and they will
507 not encourage reinvestment in our domestic manufacturing
508 base.

509 Natural gas price increases, when supplies are drawn
510 down, and that is the effect of exporting, this past winter
511 provides an example of the type of situation I am concerned
512 about, that we should all be concerned about. In New York,

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513 as in many other parts of the country, we experienced one of
514 the coldest winters on record. As a result of the increased
515 demand for natural gas for both heating and electricity, the
516 wholesale commodity price for electricity increased to a
517 level 122 percent higher than last year. That cost resulted
518 in higher electric and heating bills for individual
519 homeowners and for our businesses. Electricity prices
520 tripled in my area. This situation led to a significant
521 hardship for everyone, especially our residents with low or
522 fixed incomes. It impacted many businesses also, both
523 directly and indirectly, as cost of operations were
524 increased, and as consumer dollars were diverted to paying
525 higher utility bills, reducing sales revenues.

526 LNG export contracts are long-term agreements to supply
527 natural gas to other markets. As we also saw with propane,
528 when the domestic supplies fell and prices rose, there was no
529 quick fix or significant pullback of exports. So the
530 domestic natural gas boom was supposed to offer our nation
531 and its citizens some benefits. Current law is not doing
532 enough to ensure that. H.R. 6 is unnecessary at best. This
533 is a bad Bill aimed at promoting a shortsighted and flawed
534 energy policy.

535 With that, I yield back.

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536 The {Chairman.} Gentleman yields back.

537 Other Members wishing to speak on the amendment?

538 The gentleman from Georgia, Dr. Gingrey.}

539 Dr. {Gingrey.} Mr. Chairman, I just--my friend from New
540 York, as he outlined his concern about our own domestic use
541 of natural gas in the market and the price, and selling
542 liquefied natural gas to other countries. Look, it has been
543 estimated that we probably, in this country, have a--at least
544 a century worth of natural gas. You talk the Bakken Shale,
545 the Bakken Field up in North Dakota, or the Marcellus Shale
546 Field in Pennsylvania, and we have got plenty, a century's
547 worth, of natural gas. Sure, prices will change, commodity
548 prices are up and they down, and they are up and they are
549 down, they are down now, but the point I am making is that we
550 are not going to run out of natural gas in this country, and
551 we have plenty of natural gas. We would have even more to be
552 able to market to other countries if this Administration
553 would listen to all of the reports, even from their own State
554 Department, about the safety of the Keystone XL Pipeline, is
555 an example, or about the safety of the process known as
556 hydraulic fracturing, or fracking, or allowing more permits
557 for oil and gas exploration on public land, we would have
558 maybe 2 centuries worth of natural gas.

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559 And the question coming up, well, who--where is this
560 natural gas going to go to? Well, how about let us think
561 about foreign policy a little bit, and what is going on in
562 Ukraine, and what Mr. Putin is doing right now, and the
563 ability to hopefully solve that problem. Certainly a better
564 chance of solving that problem than slapping 8 or 10
565 Oligarchs on the wrist, and tell them they--we are going to
566 freeze their assets in this country, when most of their
567 assets are in Cypress and Switzerland and the U.K. It is--it
568 has marked significance. And, plus, the profits from the
569 sale of liquefied natural gas to these World Trade
570 Organization countries, there are how many of them, 150 or
571 so, compared to 20 countries that we have free trade
572 agreements with, bilateral trade agreements. So look at that
573 delta. And the extra money, we could use this for solving
574 the deficiency of the Highway Trust Fund. We are going to
575 run out of money 2 months before we run out of fiscal year.
576 Or how about solving the problem of the National Flood
577 Insurance Program, where we are about \$25 billion in arrears,
578 rather than taking that money out of the General Treasury,
579 the General Fund. So come on, guys and gals. Let us listen
580 to common logic and commonsense.

581 The gentleman from Colorado has an absolutely excellent

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582 Bill, and I find no fault with any of it.

583 And I yield back.

584 Mr. {Shimkus.} Gentleman--would the gentleman yield,
585 Mr. Gingrey, your last--remaining time?

586 Dr. {Gingrey.} Yes, I will yield.

587 Mr. {Shimkus.} Yeah, and I apologize for coming late
588 and stuff.

589 I just--Mr. Engel and I met with the Latvian Prime
590 Minister yesterday. As you all know, I am very involved and
591 was at the Lithuanian Embassy last night celebrating their
592 ninetieth anniversary of their embassy, the tenth year in
593 NATO, the tenth year in EU.

594 The number 1 foreign public policy issue for our allies
595 in Europe is H.R. 6. The number 1 foreign policy requirement
596 and request from our allies in Europe is H.R. 6. And I would
597 hope that those who want and support freedom of democracy
598 rule of law in our NATO allies would be very receptive to
599 what Cory is doing.

600 Again, I have said it numerous times, as someone who
601 spends a lot of time in the eastern European world, and
602 understand the threats there, this is a very big deal and it
603 shouldn't be underscored.

604 And I yield back my time.

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605 The {Chairman.} The gentleman from Georgia yields back.

606 Other Members wishing to speak on the amendment?

607 The gentleman from California, Mr. McNerney.

608 Mr. {McNerney.} Thank you, Mr. Chairman.

609 I want to address some of Mr. Gardner's comments
610 earlier, that this Bill shows that we are serious about job
611 creation here at home.

612 One of the things I am concerned about is exporting
613 natural gas is going to increase the price of natural gas.
614 Cheap domestic natural gas prices are providing a big boost
615 and a competitive advantage to U.S. manufacturing. We
616 shouldn't make hasty decisions that could undermine that
617 advantage.

618 According to the Energy Information Agency, ``increased
619 natural gas exports lead to increased natural gas prices, and
620 larger export levels lead to larger domestic price
621 increases.''

622 The EIA found that rapid increases in exports would lead
623 to sharp price increases. So the EIA looks specifically at
624 potential impacts on U.S. manufacturers. They found that a
625 high level of LNG exports could increase natural gas costs
626 for the industry sector by between 5 and 27 percent annually.
627 So we are talking about affecting job creation and job--and

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628 manufacturing here in this country. So we need to be mindful
629 of the impacts of high levels of LNG exports would have on
630 U.S. manufacturers and workers. Let us be careful before we
631 establish rushed deadlines that could result in high volumes
632 of LNG exports being approved with an incomplete record and
633 no environmental review.

634 As I have said in the subcommittee, we can't possibly
635 build LNG export terminals as fast as they are being
636 permitted by the current process. So in my opinion, this
637 Bill is unnecessary, and is really a message Bill.

638 So with that, any other Members wish to speak?

639 I will yield back.

640 The {Chairman.} Gentleman yields back.

641 Other Members wishing to speak on the amendment?

642 Mr. {Gardner.} Mr. Chairman.

643 The {Chairman.} Voting--

644 Mr. {Gardner.} Mr. Chairman.

645 The {Chairman.} Gentleman has had his 5 minutes.

646 Mrs. {Blackburn.} Mr. Chairman.

647 The {Chairman.} The gentlelady from Tennessee is
648 recognized.

649 Mrs. {Blackburn.} Thank you, Mr. Chairman.

650 I yield my time to the gentleman from Colorado to speak

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651 on his Bill.

652 Mr. {Gardner.} I thank the gentlelady from Tennessee
653 for yielding.

654 Just a couple of points. On this issue of employment, I
655 think it is important to point out that Dr. Montgomery with
656 NERA, an economist, said, and he was the lead consultant and
657 author of the DOE study, testified that LNG exports would
658 take upwards of 45,000 workers off the unemployment rolls
659 over the next 4 years. 45,000 workers, according to the same
660 study that has been cited, could take--could be taken off of
661 the unemployment rolls in this country over the next 4 years
662 if this Bill were to pass.

663 And as far as messages that this Bill sends, we heard
664 the message from Dr. Orbun from Hungary, who said that the
665 message this Bill sends to the world is that the United
666 States is serious about helping us, and helping wean
667 ourselves off of energy from aggressive nations like Russia.
668 That is the message that this Bill sends. It sends a serious
669 signal to the world that the United States is ready, willing
670 and able to help our allies.

671 We have heard testimony and statements from Hungary,
672 Lithuania, Czech Republic. Mr. Shimkus talked about the
673 allies that we have who are saying their number 1 foreign

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674 policy or their goal is to pass H.R. 6. And when it comes to
675 manufacturing, here is a letter from the National Association
676 of Manufacturers in support of H.R. 6. Here is a letter from
677 the Colorado Association of Commerce and Industry in support
678 of H.R. 6. These are manufacturers who recognize that we can
679 increase productivity, we can create jobs, we can take people
680 off of the unemployment rolls if we pass H.R. 6.

681 And I would also point out this. According to the study
682 that was done by NERA. It talked and addressed the issue of
683 price increases, saying that they simply will be offset--
684 excuse me, not materialized because they will be--because the
685 economic development opportunity that this Bill will create.
686 And I am sorry that I can't find the--

687 {Voice.} That is okay.

688 Mr. {Gardner.} I am sorry that I can't find the--there
689 it is, right here. According to the NERA study conducted by
690 the Department of Energy, it dispels completely the myth that
691 LNG exports will increase the cost of natural gas or create
692 volatility in price. On the contrary, the private sector
693 investments in drilling equipment pipelines to allow LNG
694 exports will provide a built-in buffer which will be
695 available to surge deliveries for domestic needs in an
696 emergency, or if the U.S. price ever approached international

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697 levels. On balance, U.S. LNG exports will provide economic
698 benefits to all Americans, reducing unemployment and
699 strengthening national security. That is the study by NERA
700 and Dr. Montgomery.

701 I thank the gentlelady for her time, and I yield back to
702 the gentlelady for--

703 Mr. {Green.} Mr. Chairman, will the gentlelady yield?

704 Mrs. {Blackburn.} I will yield, but first I want to
705 congratulate Congressman Murphy on the arrival of little
706 Thomassina, his granddaughter, who arrived last night. And
707 all is well there.

708 I will yield to the gentleman from Texas, and then I
709 want to yield to Mr. McKinley.

710 To the gentleman from Texas.

711 Mr. {Green.} Thank you.

712 I just want to put us in the process of where we are at.

713 If we vote down the Gardner amendment, we go back to the
714 original base Bill. From our side of the aisle, that is
715 worse than this amendment. If you want to make the Bill a
716 little better, then you vote for this amendment. And you can
717 vote against the final passage if you want, but this is an
718 effort to improve the Bill so we can at least keep the
719 Department of Energy in the loop. And so that is what we are

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720 voting on in this amendment.

721 And I thank you for yielding to me.

722 Mrs. {Blackburn.} Reclaiming my time, and I yield to
723 Mr. McKinley.

724 Mr. {McKinley.} Thank you.

725 I just wanted to get back to the sponsor of the
726 amendment, and just comment that there are reports, when we
727 hear about this discussion about gas prices increasing when
728 you export, these studies were the same remarks that were
729 made back in the '50's and '60's when we were exporting--when
730 we were taking about--Congress was talking about exporting
731 coal. Before we did that, they were saying that is going to
732 increase the price of coal.

733 We now probably export coal in America about 15 percent
734 of the production. Fifteen percent. 150 million tons are
735 exported from America, and there has been no increase in the
736 cost of fuel, of coal, as a result of that.

737 So I just wonder if these were just scare tactics that
738 possibly could be there, when it is proven in history other
739 resources, when we export, have not driven up the price.

740 Mrs. {Blackburn.} I thank the gentleman for yielding
741 back. I yield the balance of my time.

742 Mr. {Waxman.} Mr. Chairman, I move the previous

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743 question.

744 The {Chairman.} The question asked--move the previous
745 question. Are there any objections? Seeing none on this
746 amendment, the vote occurs on the amendment offered by the
747 gentleman from Colorado.

748 Those in favor will say aye.

749 Those opposed, so no.

750 Opinion of the chair the ayes have it.

751 The ayes have it. The amendment is agreed to.

752 Amendment is agreed to.

753 Are there further amendments to the Bill?

754 Mr. {Green.} I have amendment.

755 The {Chairman.} Gentleman from Texas, Mr. Green, has
756 amendment. The clerk will report the title of the amendment.

757 The {Clerk.} Amendment to H.R. 6 offered by Mr. Gene
758 Green of Texas.

759 [The amendment of Mr. Green follows:]

760 ***** INSERT 6 *****

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|
761 The {Chairman.} The clerk will--the--without objection,
762 the amendment is considered as read. The staff will read--or
763 the staff will distribute the amendment.

764 The gentleman from Texas is recognized for 5 minutes in
765 support of his amendment.

766 Mr. {Green.} Thank you, Mr. Chairman. And I thank my
767 colleague from Pennsylvania for reminding me I have the
768 amendment.

769 But I want to thank the chairman and ranking member for
770 holding the markup, and I want to thank Mr. Gardner and my
771 colleagues on both sides for their hard work.

772 The amendment I offer is a result of the hard bipartisan
773 work. The amendment would strike Section 2 of H.R. 6, the
774 Domestic Prosperity and Global Freedom Act.

775 I support LNG exports, and I think many of my colleagues
776 do. I believe we should expedite the permitting, and I
777 believe we should improve the system and the structure within
778 DOE, but Section 2 of H.R. 6 would expedite the process
779 without improving it.

780 The Natural Gas Act states that the exportation of
781 natural gas to a nation which there is a free trade agreement
782 should be deemed in the public interest, and shall be granted

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783 without modification or delay.

784 Section 2 changes that to change to--a free trade
785 agreement to the World Trade Organization. By changing the
786 Natural Gas Act from the free trade agreement to the World
787 Trade Organization, any application of any WTO country could
788 be granted. Section 2 would significantly modify how the
789 Department of Energy assesses the applications to export LNG,
790 and it would also change the public interest determination
791 that many of us find valuable.

792 I admit, I would like to export it, but I also know
793 there are some WTO folks that may not be in our national
794 interest, and I would like to leave DOE in that position to
795 make that decision.

796 Our goal has always been to address the backlog of
797 applications at DOE, and improve the process for future
798 applications. I believe we accomplish this with Mr.
799 Gardner's amendment.

800 And at this time, I would like to yield to my colleague
801 from Pennsylvania, Mr. Doyle.

802 Mr. {Doyle.} Thank you, Mr. Green.

803 I am happy to support this amendment. I don't need to
804 repeat the words of my friend, but I do want to express my
805 gratitude and thanks to both Gene Green and our friends on

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806 the other side of the aisle for working together to come to a
807 compromise on this legislation.

808 I am glad we will be able to strike the language, giving
809 fast track authority to all WTO countries, including good
810 friends like Russia. I am also pleased to have been able to
811 work with Mr. Gardner and Chairman Upton, along with their
812 staffs, to come to agreement on striking this language.

813 With the adoption of this amendment, along with the
814 passage of the Gardner amendment, I believe H.R. 6 is moved
815 in a positive enough direction to garner my support. I
816 believe that the Department of Energy might find this
817 framework one that they can develop entirely themselves
818 useful to clear out the backlog of LNG export applications.

819 I want to point out to my colleagues that of the 24
820 applications that are pending, 14 of them have been pending
821 for 90 days or longer following the comment period.
822 Therefore, only 14 are subject to the 90-day decision
823 deadline. I also believe it is important to note that of
824 those 14, the comment periods for 10 of those 14 have been
825 closed for over a year. I believe that 1 year is enough time
826 for the Department of Energy to make a decision, even if it
827 is a denial. It is my strong hope that such a framework will
828 be a tool to aid the Department in dissolving the queue of

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829 pending applications, and providing guidance for additional
830 applications. We know full well that most of these
831 facilities will never be built, but each deserves a fair shot
832 and a timely decision from the DOE.

833 I still have significant concerns about the feasibility
834 of the 90-day timeline for DOE to approve closed
835 applications, but I have been assured by the majority that
836 this is an issue that we can work together on, along with the
837 Department of Energy. For meaningful change, the Department
838 must be given guidelines that are actually manageable, and I
839 look forward to working with Mr. Gardner and Mr. Upton to
840 come to a reasonable time frame for DOE before this
841 legislation comes before the full House.

842 Therefore, with the passage of this amendment, and with
843 the understanding that the 90-day time frame is subject to
844 change pending further research and discussion, I am inclined
845 to support this legislation.

846 Mr. {Waxman.} Will the--

847 Mr. {Doyle.} I yield back.

848 Mr. {Waxman.} --gentleman from Texas yield to me?

849 Mr. {Green.} I would be glad to yield--

850 Mr. {Waxman.} I want to--

851 Mr. {Green.} --the remainder of my time.

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852 Mr. {Waxman.} I want to indicate my support for your
853 amendment. This strikes the section of the Bill that
854 automatically approves all applications to export LNG to any
855 of the 159 World Trade Organization member countries, without
856 any determination by DOE that they are in the public
857 interest, and I think that is a good change.

858 This amendment, however, doesn't fix all the problems
859 with the Bill. It is a clear improvement, although, for this
860 amendment, but I certainly am not going to vote for the Bill.

861 And I thank you for yielding to me.

862 The {Chairman.} Will the gentleman yield as well?

863 Mr. {Green.} I yield.

864 Mr. {Waxman.} I just want to say I appreciate the
865 words--the--being able to work on both sides on this, and I
866 just want to confirm that we continue to be open and have
867 discussions before the Bill gets to the floor, and a number
868 of discussions that will take place prior to then, and look
869 forward to your constructive input, as we have done already
870 in the last number of weeks.

871 And I yield back.

872 The {Chairman.} Are there further Members--additional
873 Members wishing to speak? Let me yield to the gentleman from
874 Pennsylvania.

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875 Mr. {Murphy.} Thank you, Mr. Chairman.

876 Just move to strike the last word.

877 I just--I am in agreement with the amendment, and just
878 pointing out that this was my granddaughter that was born
879 yesterday, and that is all I really wanted to talk about. So
880 6 pound, 9 ounces, Thomassina Murphy-Dessanis.

881 And I yield back. Thank you.

882 The {Chairman.} Gentleman yields back.

883 Mr. {Murphy.} Thank God, she doesn't look like Murphy.

884 The {Chairman.} Mr. Waxman was wondering why it wasn't
885 Henrietta, but I will--the chair would recognize the
886 gentleman from New York, Mr. Engel.

887 Mr. {Engel.} Well, thank you, Mr. Chairman. It is
888 difficult to compete with Mr. Murphy after that announcement,
889 but congratulations to him.

890 I am going to support the Green amendment because it
891 removes the problematic WTO language. And I did support Mr.
892 Gardner's amendment because I feel that it is--it improved
893 the Bill, although I think we still have a way to go. I hope
894 that we will continue to work on the 90-day timeline for the
895 DOE decision on applications as we go to the floor.

896 And let me say that I am really very conflicted about
897 this, because I do believe very strongly that to counter Mr.

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898 Putin and some of the Russian blackmail that we see, the
899 United States needs to be an exporter of energy, but, of
900 course, the devil is in the details. Fracking, the whole
901 process continues to be problematic, but I do hope that the
902 United States will look at the policy as we move to the
903 future, where the United States could and should be a net
904 exporter of energy. I think that if we don't do that, and we
905 stay mired in the past, we are going to pay the price down
906 the line.

907 One of the reasons we are having difficulty in getting
908 our European allies to go along with us in terms of
909 sanctioning Mr. Putin is that they rely on him, on Russia,
910 for their energy needs. And if we can somehow lessen the
911 reliance that countries like Germany and others have on
912 Russian needs, their needs are on Russian energy, I think in
913 the long run we will be doing this country a very good
914 service.

915 But, of course, the devil is in the details, and we have
916 to be concerned with environmental concerns with fracking and
917 other things, but I do hope that we can come together. This
918 is not going to be something that is going to be done in this
919 legislation, but I do hope it is something that we will all
920 take seriously because it really is a national strategic

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921 priority as far as I am concerned.

922 And I yield. I yield back.

923 Mr. {Lujan.} Will the gentleman yield?

924 Mr. {Engel.} Yes.

925 Mr. {Lujan.} I thank the gentleman from New York.

926 And I have a question for General Counsel. Are there

927 other similar pieces of legislation to H.R. 6 that are

928 currently before us?

929 Mr. {Knox.} Are you saying the--as far as the deal with

930 LNG exports?

931 Mr. {Lujan.} Yes.

932 Mr. {Knox.} Yes, there have been other pieces of

933 legislation that have been introduced that were put into

934 jurisdiction at the committee.

935 Mr. {Lujan.} That includes Mr. Poe's legislation?

936 Mr. {Knox.} Yes. Mr. Poe, I believe, has introduced 3

937 separate pieces of legislation, and I believe all 3 have gone

938 to the primary jurisdiction of this committee.

939 Mr. {Lujan.} And are there any similar pieces of

940 legislation in the Senate?

941 Mr. {Knox.} Yes, I believe that there is one that is

942 similar to a piece of legislation that Congressman Turner

943 from Ohio introduced, I believe, that Senator Barrasso

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944 introduced, a companion piece. Senator Mark Udall also
945 introduced a Bill, and Senator Begich from Alaska also
946 introduced a Bill.

947 Mr. {Lujan.} I appreciate that. And I--to my
948 colleagues that had the conversation yesterday, I appreciate
949 the emphasis on H.R. 6, but did the other 4 or 5 pieces of
950 legislation come up as priorities as we were having that
951 conversation? And it is not my time, it is the gentleman's
952 from New York, but if someone is able to respond to that, and
953 what I would say is I am inclined to support--I am definitely
954 supporting the Gene Green legislation. I am inclined to
955 support the Gardner legislation as well. But, Mr. Chairman,
956 as we also approach this conversation, I hope that some of
957 the attention that was brought to us that suggests that there
958 are delays in processing these applications, that we also
959 look at staffing levels for what is happening there, and that
960 we find a way to work together to necessarily staff-up so
961 that we can get rid of those backlogs as well. And I hope
962 that that is a way that Democrats and Republicans can find a
963 way to work across the aisle.

964 And I would yield back my--the time back to the
965 gentleman from New York. And I don't know if the gentleman
966 from Illinois or New York are able to respond to the

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967 question.

968 Mr. {Shimkus.} If the gentleman would yield, I can just
969 respond on one of those pieces--

970 Mr. {Engel.} Certainly.

971 Mr. {Shimkus.} --of legislation.

972 The Turner legislation was LNG exports just to NATO
973 countries, so in the internal debate, it was decided it would
974 be easier to move on the WTO, but now with the provisions
975 that Mr. Doyle has addressed, that there should be some
976 discriminatory aspects on some or all the people who are WTO,
977 so I think some of that discussion was involved, but the
978 Turner was NATO-specific versus WTO in total.

979 Yield back.

980 Mr. {Engel.} Let me say before I yield back.

981 I am certainly willing to work with all my colleagues on
982 both sides of the aisle to address environmental concerns as
983 we look to find an appropriate vehicle for exporting LNG.

984 And I yield back.

985 The {Chairman.} Gentleman's time has expired.

986 Are there other Members wishing to comment?

987 Seeing none, the vote occurs on the amendment offered by
988 the gentleman from Texas.

989 Those in favor will say aye.

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990 Those opposed, say no.

991 Opinion of the chair the ayes have it.

992 The amendment is agreed to.

993 Are there further amendments to the Bill?

994 Seeing none, the question now occurs on passage of the

995 Bill as amended. H.R. 6 as amended to the House.

996 All those in favor will say aye.

997 Those opposed, say no.

998 Opinion of the chair, the ayes have it.

999 Roll call has been requested by Mr. Barton.

1000 The clerk will call the roll in--asking Mr. Waxman first

1001 if he is still here, I know he had an urgent appointment, and

1002 if you call the roll, starting with Mr. Waxman, and go to the

1003 Republican side.

1004 The {Clerk.} Mr. Waxman.

1005 The {Chairman.} Call the roll.

1006 The {Clerk.} Mr. Hall.

1007 Mr. {Hall.} Aye.

1008 The {Clerk.} Mr. Hall votes aye.

1009 Mr. Barton.

1010 Mr. {Barton.} Aye.

1011 The {Clerk.} Mr. Barton votes aye.

1012 Mr. Whitfield. Mr. Shimkus.

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1013 Mr. {Shimkus.} Aye.

1014 The {Clerk.} Mr. Shimkus votes aye.

1015 Mr. Pitts.

1016 Mr. {Pitts.} Aye.

1017 The {Clerk.} Mr. Pitts votes aye.

1018 Mr. Walden.

1019 Mr. {Walden.} Aye.

1020 The {Clerk.} Mr. Walden votes aye.

1021 Mr. Terry.

1022 Mr. {Terry.} Aye.

1023 The {Clerk.} Mr. Terry votes aye.

1024 Mr. Rogers.

1025 Mr. {Rogers.} Aye.

1026 The {Clerk.} Mr. Rogers votes aye.

1027 Mr. Murphy.

1028 Mr. {Murphy.} Aye.

1029 The {Clerk.} Mr. Murphy votes aye.

1030 Mr. Burgess.

1031 Dr. {Burgess.} Aye.

1032 The {Clerk.} Mr. Burgess votes aye.

1033 Mrs. Blackburn.

1034 Mrs. {Blackburn.} Aye.

1035 The {Clerk.} Mrs. Blackburn votes aye.

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1036 Mr. Gingrey.

1037 Dr. {Gingrey.} Aye.

1038 The {Clerk.} Mr. Gingrey votes aye.

1039 Mr. Scalise.

1040 Mr. {Scalise.} Aye.

1041 The {Clerk.} Mr. Scalise votes aye.

1042 Mr. Latta.

1043 Mr. {Latta.} Aye.

1044 The {Clerk.} Mr. Latta votes aye.

1045 Mrs. McMorris Rodgers.

1046 Mrs. {McMorris Rodgers.} Aye.

1047 The {Clerk.} Mrs. McMorris Rodgers votes aye.

1048 Mr. Harper. Mr. Lance.

1049 Mr. {Lance.} Aye.

1050 The {Clerk.} Mr. Lance votes aye.

1051 Mr. Cassidy.

1052 Dr. {Cassidy.} Aye.

1053 The {Clerk.} Mr. Cassidy votes aye.

1054 Mr. Guthrie.

1055 Mr. {Guthrie.} Aye.

1056 The {Clerk.} Mr. Guthrie votes aye.

1057 Mr. Olson.

1058 Mr. {Olson.} Aye.

This is an unedited transcript. The statements within may be inaccurate, incomplete, or misattributed to the speaker.

1059 The {Clerk.} Mr. Olson votes aye.
1060 Mr. McKinley.
1061 Mr. {McKinley.} Aye.
1062 The {Clerk.} Mr. McKinley votes aye.
1063 Mr. Gardner.
1064 Mr. {Gardner.} Aye.
1065 The {Clerk.} Mr. Gardner votes aye.
1066 Mr. Pompeo.
1067 Mr. {Pompeo.} Aye.
1068 The {Clerk.} Mr. Pompeo votes aye.
1069 Mr. Kinzinger.
1070 Mr. {Kinzinger.} Aye.
1071 The {Clerk.} Mr. Kinzinger votes aye.
1072 Mr. Griffith.
1073 Mr. {Griffith.} Aye.
1074 The {Clerk.} Mr. Griffith votes aye.
1075 Mr. Bilirakis.
1076 Mr. {Bilirakis.} Aye.
1077 The {Clerk.} Mr. Bilirakis votes aye.
1078 Mr. Johnson.
1079 Mr. {Johnson.} Aye.
1080 The {Clerk.} Mr. Johnson votes aye.
1081 Mr. Long.

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1082 Mr. {Long.} Aye.

1083 The {Clerk.} Mr. Long votes aye.

1084 Mrs. Ellmers.

1085 Mrs. {Ellmers.} Aye.

1086 The {Clerk.} Mrs. Ellmers votes aye.

1087 Mr. Waxman. Mr. Dingell.

1088 Mr. {Dingell.} No.

1089 The {Clerk.} Mr. Dingell votes no.

1090 Mr. Pallone.

1091 Mr. {Pallone.} No.

1092 The {Clerk.} Mr. Pallone votes no.

1093 Mr. Rush.

1094 Mr. {Rush.} No.

1095 The {Clerk.} Mr. Rush votes no.

1096 Ms. Eshoo.

1097 Ms. {Eshoo.} No.

1098 The {Clerk.} Ms. Eshoo votes no.

1099 Mr. Engel.

1100 Mr. {Engel.} No.

1101 The {Clerk.} Mr. Engel votes no.

1102 Mr. Green.

1103 Mr. {Green.} Yes.

1104 The {Clerk.} Mr. Green votes aye.

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1105 Ms. DeGette.

1106 Ms. {DeGette.} No.

1107 The {Clerk.} Ms. DeGette votes no.

1108 Mrs. Capps.

1109 Mrs. {Capps.} No.

1110 The {Clerk.} Mrs. Capps votes no.

1111 Mr. Doyle.

1112 Mr. {Doyle.} Aye.

1113 The {Clerk.} Mr. Doyle votes aye.

1114 Ms. Schakowsky.

1115 Ms. {Schakowsky.} No.

1116 The {Clerk.} Ms. Schakowsky votes no.

1117 Mr. Matheson.

1118 Mr. {Matheson.} Aye.

1119 The {Clerk.} Mr. Matheson votes aye.

1120 Mr. Butterfield.

1121 Mr. {Butterfield.} Aye.

1122 The {Clerk.} Mr. Butterfield votes aye.

1123 Mr. Barrow.

1124 Mr. {Barrow.} No.

1125 The {Clerk.} Mr. Barrow votes no.

1126 Ms. Matsui.

1127 Ms. {Matsui.} No.

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1128 The {Clerk.} Ms. Matsui votes no.
1129 Ms. Christensen.
1130 Dr. {Christensen.} No.
1131 The {Clerk.} Ms. Christensen votes no.
1132 Ms. Castor.
1133 Ms. {Castor.} No.
1134 The {Clerk.} Ms. Castor votes no.
1135 Mr. Sarbanes.
1136 Mr. {Sarbanes.} No.
1137 The {Clerk.} Mr. Sarbanes votes no.
1138 Mr. McNerney.
1139 Mr. {McNerney.} No.
1140 The {Clerk.} Mr. McNerney votes no.
1141 Mr. Braley.
1142 Mr. {Braley.} No.
1143 The {Clerk.} Mr. Braley votes no.
1144 Mr. Welch.
1145 Mr. {Welch.} No.
1146 The {Clerk.} Mr. Welch votes no.
1147 Mr. Lujan.
1148 Mr. {Lujan.} Aye.
1149 The {Clerk.} Mr. Lujan votes aye.
1150 Mr. Tonko.

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1151 Mr. {Tonko.} No.

1152 The {Clerk.} Mr. Tonko votes no.

1153 Mr. Yarmuth.

1154 Mr. {Yarmuth.} No.

1155 The {Clerk.} Mr. Yarmuth votes no.

1156 Chairman Upton.

1157 The {Chairman.} Votes aye.

1158 The {Clerk.} Chairman Upton votes aye.

1159 The {Chairman.} Other Members wishing to cast a vote?

1160 Seeing none, the clerk will report the tally.

1161 The {Clerk.} Mr. Chairman, on that vote there were 33

1162 ayes and 18 nays.

1163 The {Chairman.} Thirty-three ayes, eighteen noes.

1164 The Bill is favorably reported as amendment.

1165 Without objection, the staff is authorized to make

1166 technical and conforming changes to the legislation reported

1167 by the committee.

1168 And the committee stands adjourned.

1169 [Whereupon, at 11:03 a.m., the committee was adjourned.]