

H.R. 4046, to designate the facility of the United States Postal Service located at 220 East Oak Street, Glenwood City, Wisconsin, as the Second Lt. Ellen Ainsworth Memorial Post Office;

H.R. 4605, to designate the facility of the United States Postal Service located at 615 6th Avenue SE

in Cedar Rapids, Iowa as the “Sgt. 1st Class Terryl L. Pasker Post Office Building”; and

The nomination of Jay Neal Lerner, of Illinois, to be Inspector General, Federal Deposit Insurance Corporation.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 15 public bills, H.R. 5320–5324, 5326–5335; and 6 resolutions, and H. Res. 748–750, 752–754, were introduced. **Pages H3264–65**

Additional Cosponsors: **Page H3266**

Reports Filed: Reports were filed today as follows:

H.R. 5325, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2017, and for other purposes (H. Rept. 114–594); and

H. Res. 751, relating to consideration of the Senate amendment to the bill (H.R. 2577) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2016, and for other purposes (H. Rept. 114–595).

Page H3264

Speaker: Read a letter from the Speaker wherein he appointed Representative Rothfus to act as Speaker pro tempore for today. **Page H3099**

Recess: The House recessed at 10:31 a.m. and reconvened at 12 noon. **Page H3103**

Guest Chaplain: The prayer was offered by the Guest Chaplain, Reverend Joshua Beckley, Ecclesia Christian Fellowship, San Bernardino, California. **Page H3103**

Unanimous Consent Agreement: Agreed by unanimous consent that the question of adopting a motion to commit on S. 2012 may be subject to postponement as though under clause 8 of rule 20. **Page H3117**

Energy Policy Modernization Act of 2016: The House passed S. 2012, to provide for the modernization of the energy policy of the United States, by a recorded vote of 241 ayes to 178 noes, Roll No. 250. **Pages H3117–H3208, H3217–18**

Rejected the Peters motion to commit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House

forthwith with an amendment, by a yea-and-nay vote of 178 yeas to 239 nays, Roll No. 249. **Pages H3217–18**

Pursuant to the Rule, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114–55 shall be considered as adopted. **Page H3117**

H. Res. 744, the rule providing for consideration of the bills (S. 2012) and (H.R. 5233) was agreed to by a yea-and-nay vote of 242 yeas to 171 nays, Roll No. 240, after the previous question was ordered by a yea-and-nay vote of 239 yeas to 176 nays, Roll No. 239. **Pages H3105–13**

Clarifying Congressional Intent in Providing for DC Home Rule Act of 2016: The House passed H.R. 5233, to repeal the Local Budget Autonomy Amendment Act of 2012, to amend the District of Columbia Home Rule Act to clarify the respective roles of the District government and Congress in the local budget process of the District government, by a recorded vote of 240 ayes to 179 noes, Roll No. 248. **Pages H3208–17**

Rejected the Connolly motion to recommit the bill to the Committee on Oversight and Government Reform with instructions to report the same back to the House forthwith with an amendment, by a yea-and-nay vote of 179 yeas to 239 nays, Roll No. 247. **Page H3216**

H. Res. 744, the rule providing for consideration of the bills (S. 2012) and (H.R. 5233) was agreed to by a yea-and-nay vote of 242 yeas to 171 nays, Roll No. 240, after the previous question was ordered by a yea-and-nay vote of 239 yeas to 176 nays, Roll No. 239. **Pages H3105–13**

Energy Policy Modernization Act of 2016—Motion to go to Conference: The House agreed by voice vote to the Barton motion to take from the Speaker’s table the bill (S. 2012), to provide for the modernization of the energy policy of the United States, insist on the House amendment, and request a conference with the Senate thereon. **Pages H3218–20, H3260–61**

Rejected the Grijalva motion to instruct conferees by a yea-and-nay vote of 205 yeas to 212 nays, Roll No. 264. **Pages H3260–61**

The Chair announced that appointment of conferees would occur at a subsequent time. **Page H3261**

Energy and Water Development and Related Agencies Appropriations Act, 2017: The House resumed consideration of H.R. 5055, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2017. Consideration is expected to continue tomorrow, May 26th. **Pages H3113–17, H3220–60**

Agreed to:

Gosar amendment that prohibits the use of funds for the Department of Energy's Climate Model Development and Validation program;

Pages H3223–24, H3225–27

Black amendment that prohibits the use of funds in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996;

Pages H3230–31

Higgins amendment that prohibits the use of funds to be used by the Secretary of Energy to carry out, or for the salary of any officer or employee of the Department of Energy to carry out, the proposed action of the Department to transport target residue material from Ontario, Canada to the United States;

Page H3237

Grayson amendment (No. 7 printed in the Congressional Record of May 23, 2016) that prohibits the use of funds to enter into contracts with individuals or entities convicted of fraud;

Page H3237

Babin amendment (No. 5 printed in the Congressional Record of May 23, 2016) that prohibits the use of funds from being used to enter into new contracts with, or new agreements for Federal assistance to, the Islamic Republic of Iran;

Pages H3237–38

Meadows amendment that prohibits the use of funds by the Army Corps of Engineers to award contracts using the lowest price technically acceptable source selection process unless the source selection decision is documented;

Page H3239

Jackson Lee amendment that prohibits the use of funds for "Department of Energy-Energy Programs-Science" may be used in contravention of the Department of Energy Organization Act;

Pages H3239–40

Stivers amendment that prohibits the use of funds for the Cape Wind Energy Project on the Outer Continental Shelf off Massachusetts, Nantucket Sound;

Page H3240

Jackson Lee amendment that increases funding, by offset, for the "Corps of Engineers-Civil—Investigations" account, by \$3,000,000;

Pages H3240–42

Mullin amendment that prohibits the use of funds, between Nov. 8, 2016 through Jan. 20, 2017 to be used to propose or finalize a regulatory action

that is likely to result in a rule that may have an annual effect on the economy of \$100,000,000 or more;

Pages H3242–43

Jackson Lee amendment that increases funding, by offset, for the "Corps of Engineers-Civil—Investigations" account, by \$100,000,000;

Pages H3243–44

Gosar amendment that prohibits the use of funds to carry out the memorandum from the White House Counsel's Office to all Executive Department and Agency General Counsels entitled "Reminder Regarding Document Request" dated April 15, 2009;

Pages H3244–45

Engel amendment (No. 6 printed in the Congressional Record of May 23, 2016) that prohibits the use of funds by the Department of Energy, the Department of the Interior, or any other Federal Agency to lease or purchase new light duty vehicles for any executive fleet, or for an agency's fleet inventory, except in accordance with Presidential Memorandum;

Page H3245

Gosar amendment that prohibits the use of funds by the Department of Energy for the 21st Century Clean Transportation Plan;

Pages H3245–46

Sanford amendment that prohibits the use of funds to provide a loan under section 136 of the Energy Independence and Security Act of 2007;

Pages H3246–47

Buck amendment that prohibits the use of funds to research, draft, propose, or finalize the Notice of Proposed Rulemaking that was published by the Department of Energy on December 19, 2014, titled "Energy Conservation Program: Energy Conservation Standards for Residential Dishwashers", the Notice of Proposed Rulemaking that was published by the Department of Energy on August 13, 2015, titled "Energy Conservation Program: Energy Conservation Standards for Ceiling Fan Light Kits", or the Notice of Proposed Rulemaking that was published by the Department of Energy on August 19, 2015, titled "Energy Conservation Program: Energy Conservation Standards for Refrigerated Bottled or Canned Vending Machines";

Pages H3247–48

Pittenger amendment (No. 34 printed in the Congressional Record of May 24, 2016) that prohibits the use of funds to revoke funding previously awarded to or within the State of North Carolina (by a recorded vote of 227 yeas to 192 noes, Roll No. 255);

Pages H3220–21, H3254–55

Gosar amendment that prohibits the use of funds to prepare, propose, or promulgate any regulation or guidance related to the Social Cost of Carbon (by a recorded vote of 230 yeas to 188 noes, Roll No. 256);

Pages H3255–56

Sean Patrick Maloney (NY) amendment, as amended by the Pitts amendment (agreed to by

voice vote), that prohibits the use of funds in contravention of Executive Order No. 13672 of July 21, 2014 ("Further Amendments to Executive order 11478, Equal Employment in the Federal Government, and Executive Order 11246, Equal Employment Opportunity" and "except as required by the First Amendment, the Fourteenth Amendment, and Article I of the Constitution" (by a recorded vote of 223 ayes to 195 noes, Roll No. 258);

Pages H3234–36, H3256–57

Byrne amendment that prohibits the use of funds in contravention of the Religious Freedom Restoration Act of 1993, Executive Order 13279, or the Americans with Disabilities Act of 1990 (by a recorded vote of 233 ayes to 186 noes, Roll No. 259); and

Pages H3236–37, H3257–58

DeSantis amendment that prohibits the use of funds to purchase heavy water from Iran (by a recorded vote of 251 ayes to 168 noes, Roll No. 263).

Pages H3251–52, H3259–60

Rejected:

Clawson (FL) amendment that was debated on May 24th that sought to increase funding, by offset, for Army Corps of Engineers, Construction, by \$50,000,000 (by a recorded vote of 143 ayes to 275 noes, Roll No. 241);

Pages H3113–14

McNerney amendment that was debated on May 24th that sought to strike General Provisions, Department of the Interior, related to California state water projects (by a recorded vote of 169 ayes to 247 noes, Roll No. 242);

Page H3114

Griffith amendment that was debated on May 24th that sought to reduce the Energy Efficiency and Renewable Energy Program by \$50,000,000, and increase the Fossil Energy Research and Development Program by \$45,000,000 (by a recorded vote of 182 ayes to 236 noes, Roll No. 243);

Pages H3114–15

Buck amendment that was debated on May 24th that sought to zero out the accounts for Plant or Facility Acquisition, Construction, or Expansion of Energy Efficiency and Renewable Energy Programs and apply the \$3,481,616,000 in savings to the Spending Reduction Account (by a recorded vote of 80 ayes to 339 noes, Roll No. 244);

Pages H3115–16

Polis amendment that was debated on May 24th that sought to increase funds for Energy efficiency and renewable energy by \$9,750,000 and decrease funds for fossil energy research and development by \$13,000,000 (by a recorded vote of 167 ayes to 251 noes, Roll No. 245);

Page H3116

Polis amendment that was debated on May 24th that sought to zero out the Fossil Energy Research and Development fund and apply the \$285,000,000 in savings to the spending reduction account (by a

recorded vote of 144 ayes to 275 noes, Roll No. 246);

Pages H3116–17

Welch amendment that was debated on May 24th that sought to increase funding, by offset, for the Northern Border Regional Commission, by \$2,500,000 (agreed by unanimous consent to withdraw the earlier request for a recorded vote);

Page H3220

Garamendi amendment that sought to prohibit the use of funds by the Bureau of Reclamation to issue a permit for California WaterFix or, with respect to California WaterFix;

Pages H3222–23

Garamendi amendment (No. 29 printed in the Congressional Record of May 24, 2016) that sought to reduce National Nuclear Security Administration—Weapons Activities by \$100 million and prohibit the use of funds, in excess of \$120,253,000 to be used for the W80–4 Life Extension Program;

Pages H3224–25

Yoho amendment that sought to prohibit the use of funds by the Department of Energy to employ in excess of 95 percent of the Department's total number of employees as of the date of the enactment of this Act;

Pages H3228–29

Byrne amendment that sought to prohibit the use of funds for the Energy Information Administration; reduce funds for Department of Energy—Energy Programs—Energy Information Administration to \$0;

Pages H3233–34

Lowenthal amendment that sought to prohibit the use of funds in contravention of Executive Order No. 13547 or to implement, administer, or enforce section 506;

Pages H3238–39

Weber (TX) amendment that was debated on May 24th that sought to zero out the Innovative Technology Guarantee program and apply the \$7,000,000 in savings to the spending reduction account (by a recorded vote of 158 ayes to 260 noes, Roll No. 251);

Page H3252

Ellison amendment that was debated on May 24th that sought to redirect \$1,000,000 in funding within Departmental Administration, Department of Energy (by a recorded vote of 174 ayes to 245 noes, Roll No. 252);

Pages H3252–53

Farr amendment (No. 1 printed in the Congressional Record of May 23, 2016) that was debated on May 24th that sought to strike section 506 pertaining to the further implementation of the coastal and marine spatial planning and ecosystem-based management components of the National Ocean Policy (by a recorded vote of 189 ayes to 228 noes, Roll No. 253);

Pages H3253–54

Garamendi amendment that was debated on May 24th that sought to prohibit the use of funds to expand plutonium pit production capacity at the PF–4

facility at Los Alamos National Laboratory (by a recorded vote of 126 ayes to 293 noes, Roll No. 254);

Page H3254

Foster amendment that sought to prohibit the use of funds by the Secretary of Energy for the Experimental Program to Stimulate Competitive Research (by a recorded vote of 206 ayes to 213 noes, Roll No. 257);

Pages H3229–30, H3256

Blackburn amendment (No. 14 printed in the Congressional Record of May 24, 2016) that sought to reduce funding in the bill by 1 percent (by a recorded vote of 158 ayes to 258 noes, Roll No. 260);

Pages H3248–49, H3258

Smith (MO) amendment that sought to prohibit the use of funds by the Army Corps of Engineers to implement, administer, or enforce the last four words of subparagraph (B) of section 1341(a)(1) of title 31, with respect to crevassing levees under the Birds Point-New Madrid Floodway Operations Plan (by a recorded vote of 119 ayes to 300 noes, Roll No. 261); and

Pages H3249–50, H3258–59

Walker amendment that sought to reduce funds by the following amounts: Energy Efficiency and Renewable Energy, \$400,000; Nuclear Energy, \$25,455,000; Fossil Energy Research and Development, \$13,000,000; Strategic Petroleum Reserve, \$45,000,000; Non-Defense Environmental Cleanup, \$2,400,000; Science, \$49,800,000; Advanced Research Projects Agency—Energy, \$14,889,000; Power Marketing Administrations—Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration, \$2,209,000; and Nuclear Regulatory Commission—Salaries and Expenses, \$32,132,000 (by a recorded vote of 128 ayes to 291 noes, Roll No. 262).

Pages H3250–51, H3259

Withdrawn:

Byrne amendment that was offered and subsequently withdrawn that would have allowed the Army Corps of Engineers Chief Engineer to give priority to Dog River, Fowl River, Fly Creek, Bayou Coden, and Bayou La Batre projects; and

Page H3232

McNerney amendment that was offered and subsequently withdrawn that would have prohibited the use of funds to issue Federal debt forgiveness or capital repayment forgiveness for any district or entity served by the Central Valley Project if the district or entity has been subject to an order from Securities and Exchange Commission.

Pages H3232–33

Point of Order sustained against:

Al Green (TX) amendment (No. 24 printed in the Congressional Record of May 24, 2016) that sought to provide an additional \$311 million for Construction, Army Corps of Engineers for flood control projects and storm damage reduction projects; and

Pages H3227–28

McNerney amendment that sought to prohibit the use of funds for a project under investigation by the Inspector General of the Department of the Interior during calendar years 2015, 2016, or 2017.

Pages H3231–32

H. Res. 743, the rule providing for consideration of the bill (H.R. 5055) was agreed to yesterday, May 24th.

Meeting Hour: Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow, May 26th.

Pages H3261, H3262

Quorum Calls—Votes: Five yea-and-nay votes and twenty-one recorded votes developed during the proceedings of today and appear on pages H3112, H3112–13, H3113–14, H3114, H3114–15, H3115–16, H3116, H3116–17, H3216, H3216–17, H3217–18, H3218, H3252, H3253, H3253–54, H3254, H3254–55, H3255–56, H3256, H3256–57, H3257–58, H3258, H3258–59, H3259, H3260, and H3260–61. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 11:25 p.m.

Committee Meetings

FOOD WASTE FROM FIELD TO TABLE

Committee on Agriculture: Full Committee held a hearing entitled “Food Waste from Field to Table”. Testimony was heard from Representative Pingree and public witnesses.

MISCELLANEOUS MEASURE

Committee on Appropriations: Subcommittee on Financial Services and General Government held a markup on Financial Services and General Government Appropriations Bill, FY 2017. The Financial Services and General Government Appropriations Bill, FY 2017, was forwarded to the full committee, without amendment.

MISCELLANEOUS MEASURE

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies held a markup on Interior, Environment, and Related Agencies Appropriations Bill, FY 2017. The Interior, Environment, and Related Agencies Appropriations Bill, FY 2017, was forwarded to the full committee, without amendment.

RECLAIMING CONGRESSIONAL AUTHORITY THROUGH THE POWER OF THE PURSE

Committee on the Budget: Full Committee held a hearing entitled “Reclaiming Congressional Authority Through the Power of the Purse”. Testimony was heard from public witnesses.