

118th Congress
1st Session

H. Res. __

**H.R. 4394 - Energy and Water Development and Related Agencies
Appropriations Act, 2024**

H.R. 4364 - Legislative Branch Appropriations Act, 2024

1. Structured rule for H.R. 4394.
2. Waives all points of order against consideration of the bill.
3. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees.
4. Provides that the amendment printed in part A of the Rules Committee report shall be considered as adopted and the bill, as amended, shall be considered as read.
5. Waives all points of order against provisions in the bill, as amended.
6. Makes in order only those amendments printed in part B of the Rules Committee report, amendments en bloc described in section 3 and pro forma amendments described in section 4. Each amendment shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as provided by section 4 of the rule, and shall not be subject to a demand for division of the question.
7. Waives all points of order against the amendments printed in part B of the Rules Committee report or amendments en bloc described in section 3 of the resolution.
8. Provides that the chair of the Committee on Appropriations or her designee may offer amendments en bloc consisting of amendments printed in part B of the Rules Committee report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees, shall not be subject to amendment except as provided by section 4 of the

- rule, and shall not be subject to a demand for division of the question.
9. Provides that the chair and ranking minority member of the Committee on Appropriations or their respective designees may offer up to 10 pro forma amendments each at any point for the purpose of debate.
 10. Provides one motion to recommit.
 11. Closed rule for H.R. 4364.
 12. Waives all points of order against consideration of the bill.
 13. Provides that the amendment printed in part C of the Rules Committee report shall be considered as adopted and the bill, as amended, shall be considered as read.
 14. Waives all points of order against provisions in the bill, as amended.
 15. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees.
 16. Provides one motion to recommit.
 17. Provides that H. Res. 699 is laid on the table.

RESOLUTION

Resolved, That at any time after adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4394) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2024, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived.

Sec. 2. (a) No further amendment to H.R. 4394, as amended, shall be in order except those printed in part B of the report of the Committee on Rules accompanying this resolution, amendments en bloc described in section 3 of this

resolution, and pro forma amendments described in section 4 of this resolution.

(b) Each further amendment printed in part B of the report of the Committee on Rules shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as provided by section 4 of this resolution, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

(c) All points of order against further amendments printed in part B of the report of the Committee on Rules or against amendments en bloc described in section 3 of this resolution are waived.

Sec. 3. It shall be in order at any time for the chair of the Committee on Appropriations or her designee to offer amendments en bloc consisting of further amendments printed in part B of the report of the Committee on Rules accompanying this resolution not earlier disposed of. Amendments en bloc offered pursuant to this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees, shall not be subject to amendment except as provided by section 4 of this resolution, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

Sec. 4. During consideration of H.R. 4394 for amendment, the chair and ranking minority member of the Committee on Appropriations or their respective designees may offer up to 10 pro forma amendments each at any point for the purpose of debate.

Sec. 5. At the conclusion of consideration of H.R. 4394 for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto to final passage without intervening motion except one motion to recommit.

Sec. 6. Upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 4364) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2024, and for other purposes. All points of order against consideration of the bill are waived. The amendment printed in part C of the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations or their respective designees; and (2) one motion to recommit.

Sec. 7. House Resolution 699 is laid on the table.

SUMMARY OF AMENDMENT TO H.R. 4394 IN PART A PROPOSED TO BE CONSIDERED AS ADOPTED

| Sponsor | # Description |
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| 1. Fleischmann (TN) | #148 (LATE) (MANAGER'S) Reduces the DOE's EERE account by \$1,000,000,000. |

SUMMARY OF AMENDMENTS TO H.R. 4394 IN PART B PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

| Sponsor | # Description | Debate Time |
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| 1. Lawler (NY) | #33 Increases and decreases funding for the Army Corps of Engineers by \$1 million with the intent to direct the Secretary to ensure that the New York-New Jersey Harbor and Tributaries Focus Area Feasibility Study (HATS) complies with the Water Resources Development Acts | (10 minutes) |

(WRDA) of 2020 and 2022.

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| 2. Molinaro (NY), Lawler (NY) | #89 | Increase/decrease amendment to highlight the importance of shoreline and flood management along the Hudson River | (10 minutes) |
| 3. Perry (PA) | #46 | Reduces the funding for Army Corps of Engineers - Civil; Investigations by \$715,000 for the purpose of eliminating funding for the Delaware River Basin Commission. | (10 minutes) |
| 4. Graves (LA) | #123 | (LATE) (REVISED) Increases and decreases the Army Corps- Civil Works Construction budget by \$1.746 billion to direct the Assistant Secretary of the Army for Civil Works to prioritize the completion of overbudget projects originally "fully funded" by the Bipartisan Budget Act of 2018. | (10 minutes) |
| 5. Molinaro (NY) | #88 | Increase/decrease amendment to highlight the importance of shoreline and flood management along the Susquehanna River. | (10 minutes) |
| 6. Phillips (MN) | #124 | (LATE) Increases and decreases funding for the Army Corps of Engineers' Operation and Maintenance account by \$3 million to provide funding for the implementation of Section 11207 of the FY 2023 NDAA (P.L. 117-263) regarding the establishment of an Aqua Alert notification system pilot program. | (10 minutes) |
| 7. Moylan (GU) | #80 | (REVISED) Includes Typhoons on same basis as Hurricanes | (10 minutes) |
| 8. Lawler (NY) | #36 | Increases and decreases funding for Flood Control and Coastal Emergencies with the intent to direct the Secretary to implement disaster response to assist the communities impacted by recent flooding in New York as soon as possible. | (10 minutes) |
| 9. Moylan (GU) | #79 | (REVISED) Increases funding for flood control and coastal emergencies with offsets. | (10 minutes) |
| 10. Boebert (CO) | #125 | (LATE) Transfers \$1 million from DOE's Departmental Administration Account to the Upper Colorado River Basin Development Fund for Colorado River Dam Fund to increase water storage. | (10 minutes) |
| 11. Boebert | #126 | (LATE) Transfers funds from DOE's | (10 |

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| (CO) | | Departmental Administration Account to the Colorado River Storage Project to help combat drought in the West. | minutes) |
| 12. Neguse (CO) | #43 | (REVISED) Increases the Water and Related Resources Account by \$1 million to be directed to the Colorado River Compliance Activities account, specifically for the Upper Colorado and San Juan River Endangered Fish Recovery programs. | (10 minutes) |
| 13. Neguse (CO) | #45 | (REVISED) Increases the Water and Related Resources Account by \$500,000, to be directed to the Endangered Species Recovery Implementation Program (Upper Colorado and San Juan River Basins). | (10 minutes) |
| 14. Westerman (AR) | #27 | Reduces funding for the Bureau of Reclamation's Policy and Administration to Fiscal Year 2022 levels consistent with the Limit, Save, Grow Act | (10 minutes) |
| 15. Griffith (VA) | #119 | (LATE) (REVISED) Increases funds for the Fossil Energy and Carbon Management program within the Department of Energy by \$600 million and reduces funds for the Energy Efficiency and Renewable Energy program by \$1.1 billion. Balances fossil energy research and renewable energy research by modifying both account levels to get within reach of parity. | (10 minutes) |
| 16. Roy (TX) | #17 | (REVISED) Eliminates funding for DOE's Office of Energy Efficiency and Renewable Energy. | (10 minutes) |
| 17. Fallon (TX) | #28 | Increases and decreases funding for the Department of Energy Office of Cybersecurity, Energy Security, and Emergency Response by \$5,000,000 to prioritize critical infrastructure programs such as CyTRICS and Consequence-driven Cyber-informed Engineering (CCE). | (10 minutes) |
| 18. Walberg (MI), Latta (OH) | #115 | Increases and decreases funding for the Department of Energy Office of Cybersecurity, Energy Security, and Emergency Response with the intent to direct the Director to prioritize the testing, analysis, certification, and integration applicability of commercially available non-certificate and non-public key infrastructure | (10 minutes) |

based advanced cyber security software to secure the Electrical Power Grid from internal and external unauthorized access and attacks.

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| 19. Perry (PA), Burlison (MO), Ogles (TN) | #56 Strikes funding for Clean Energy Demonstrations. | (10 minutes) |
| 20. Norman (SC), Perry (PA) | #9 Eliminates funding (\$470,000,000) for Advanced Research Projects Agency—Energy | (10 minutes) |
| 21. Peltola (AK) | #77 (REVISED) Increases and decreases by \$3 million the Department of Energy Title 17 Innovative Technology Loan Guarantee Program to provide loan guarantees in support of the Alaska Natural Gas Pipeline. | (10 minutes) |
| 22. Ogles (TN) | #70 (REVISED) Eliminates funding for the Advanced Technology Vehicles Manufacturing Loan Program. | (10 minutes) |
| 23. Jackson (TX) | #48 (REVISED) Brings funding for the HE Synthesis, Formulation, and Production facility at the Pantex Plant into accordance with the House-passed NDAA. This facility will establish the capacity for full-scale production for high explosives, and this will allow the NNSA to be independent of external suppliers for all high explosives in the nuclear weapons stockpile. | (10 minutes) |
| 24. Escobar (TX) | #112 (REVISED) Strikes section 307, prohibits funding to finalize, implement, administer, or enforce an energy efficiency standard that increases efficiency standards on distribution transformers, including the proposed rule entitled "Energy Conservation Program" Energy Conservation Standards for Distribution Transformers" published by the Department of Energy. | (10 minutes) |
| 25. Perry (PA) | #78 Reduces the funding level in this bill for the Appalachian Regional Commission to FY19 levels. | (10 minutes) |
| 26. Perry (PA) | #95 Reduces the funding level for the Delta Regional Commission to the FY19 level. | (10 minutes) |
| 27. Perry | #97 Reduces funding for the Denali Commission to | (10 |

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| (PA) | | FY19 levels. | (minutes) |
| 28. Norman (SC) | #53 | Eliminates funding for the Denali Commission (\$17 million) | (10 minutes) |
| 29. Perry (PA) | #105 | Reduces funding for the Northern Border Regional Commission to FY19 levels. | (10 minutes) |
| 30. Perry (PA) | #100 | Reduces funding for the Southeast Crescent Regional Commission to FY19 levels. | (10 minutes) |
| 31. Perry (PA) | #108 | Cuts funding for the Southwest Border Regional Commission in half. | (10 minutes) |
| 32. Perry (PA) | #106 | Cuts the funding for the Great Lakes Authority in half. | (10 minutes) |
| 33. Lawler (NY), Molinaro (NY) | #35 | Increases and decreases funding for the Nuclear Regulatory Commission with the intent to direct the Commissioner to ensure coordination with federal, state, local, and public stakeholders to explore alternatives to disposing of radioactive wastewater into the Hudson River from Indian Point Energy Center. | (10 minutes) |
| 34. Cammack (FL) | #38 | Prohibits funds from being used to finalize any rule or regulation that has resulted in or is likely to result in an annual effect on the economy of \$100 million or more. | (10 minutes) |
| 35. Fallon (TX), Fischbach (MN) | #130 | (LATE) (REVISED) Prohibits any funding to be used to finalize, implement, or enforce the proposed rule titled, "Energy Conservation Program: Energy Conservation Standards for Consumer Furnaces." | (10 minutes) |
| 36. Garamendi (CA) | #37 | Prohibits funding for plutonium pit production at the Savannah River Plutonium Processing Facility. | (10 minutes) |
| 37. Garamendi (CA) | #51 | Prohibits funds for the W87-1 modification program to enable additional analysis of the underlying program justifications, planning and budget. | (10 minutes) |
| 38. Hageman (WY) | #60 | Prohibits funds for DOE's implementation of their proposed Industrial Decarbonization Roadmap. | (10 minutes) |
| 39. Hageman (WY) | #62 | Prohibits any funding from going towards the SuperTruck III program at DOE. | (10 minutes) |
| 40. Hageman | #69 | Prohibits the use of funds to finalize, | (10 |

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| (WY) | | implement, or enforce rulemaking pertaining to energy conservation standards for consumer water heaters. | minutes) |
| 41. Jackson (TX) | #50 | Prohibits NNSA from halting construction on the HE Synthesis, Formulation, and Production facility at the Pantex Plant. | (10 minutes) |
| 42. Lamborn (CO), Banks (IN), DesJarlais (TN), Strong (AL) | #102 | (REVISED) Prohibits funds from this act from granting access of citizens from countries on the sensitive countries list to non-public areas of National Security Laboratories. | (10 minutes) |
| 43. Luna (FL), Mills (FL) | #90 | Reduces the salary of Michael Connor, Assistant Secretary of the Army for Civil Works, to \$1. | (10 minutes) |
| 44. Luna (FL), Bilirakis (FL), Donalds (FL), Mills (FL), Posey (FL) | #140 | (LATE) Prohibits funds to implement or enforce Corps of Engineers memo CERE-AP, issued by the South Atlantic division on July 9, 1996, relating to "Approval of Perpetual Beach Storm Damage Reduction Easement as a Standard Estate" which has halted beach renourishment projects across the country, including the aftermath of natural disasters. | (10 minutes) |
| 45. McCormick (GA), Clyde (GA) | #67 | (REVISED) Prohibits funds provided by this Act from closing campgrounds operated by the Army Corps of Engineers that are located at Lake Sidney Lanier, Georgia. | (10 minutes) |
| 46. Norman (SC) | #3 | (REVISED) Prohibits funding for rule titled "Energy Conservation Program: Energy Conservation Standards for Manufactured Housing" | (10 minutes) |
| 47. Norman (SC) | #6 | Prohibits use of funds for Department of Energy Office of Science's Office of Scientific Workforce Diversity, Equity, and Inclusion (SW-DEI) | (10 minutes) |
| 48. Norman (SC) | #11 | (REVISED) Prohibits funding for the Interagency Working Group on the Social Cost of Greenhouse Gases | (10 minutes) |
| 49. Norman (SC) | #52 | Prohibits use of funds for the consideration of the Social Cost of Greenhouse Gases (SC-GHG) in the development and implementation of budgets, federal procurement processes, or | (10 minutes) |

environmental reviews.

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| 50. Norman (SC), Ogles (TN) | #5 Prohibits funding for the American Climate Corps | (10 minutes) |
| 51. Norman (SC), Tenney (NY), James (MI) | #1 (REVISED) Reduces the salary of Jennifer M. Granholm, Secretary of the Department of Energy, to \$1. | (10 minutes) |
| 52. Ogles (TN) | #20 Prohibits funds for enforcing any COVID-19 mask mandates. | (10 minutes) |
| 53. Ogles (TN), Perry (PA) | #24 Prohibits funds to be used to finalize the rule entitled "Energy Conservation Program: Energy Conservation Standards for Automatic Commercial Ice Makers." | (10 minutes) |
| 54. Palmer (AL) | #98 Prohibits the Department of Energy from using funds to implement, administer, or enforce its rule regarding Room Air Conditioners. | (10 minutes) |
| 55. Pence (IN) | #96 Prohibits funds for FERC's Office of Public Participation to provide compensation for attorney fees, expert witness fees, and other costs incurred by individuals intervening in commission proceedings. | (10 minutes) |
| 56. Pfluger (TX) | #21 Reduces the salary of Gene Rodrigues, Assistant Secretary for Electricity for the Office of Electricity, to \$1. | (10 minutes) |
| 57. Pfluger (TX) | #22 Reduces the salary of Andrew Light, Assistant Secretary of Energy for International Affairs, to \$1. | (10 minutes) |
| 58. Rosendale (MT) | #8 Reduces Energy and Water Development and Related Agencies Appropriations Act, 2024 by \$1,553,000,000 to match FY22 levels. | (10 minutes) |
| 59. Rosendale (MT) | #16 Reduces funds appropriated to the US Army Corp of Engineers--Civil by \$620,000,000 to match FY22 levels. | (10 minutes) |
| 60. Roy (TX), Brecheen (OK), Cammack (FL) | #18 Prohibits funds from being used to implement any of President Biden's climate change executive orders. | (10 minutes) |

**SUMMARY OF AMENDMENT TO H.R. 4364 IN PART C PROPOSED TO
BE CONSIDERED AS ADOPTED**

| Sponsor | # Description |
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| 1. Amodei (NV) | #31 (MANAGER'S) Prohibits cost of living adjustments for Members of Congress for fiscal year 2024. |