

**COMMITTEE ON ENERGY AND ENVIRONMENT -- 111TH CONGRESS  
ROLL CALL VOTE # XX**

**BILL:** 2954

**AMENDMENT:** Motion by <sup>Mr.</sup> Buyer, <sup>Mr.</sup> Burgess, <sup>Mr.</sup> Upton, <sup>Mr.</sup> Scalise

**DISPOSITION:** N~~y~~: 20      Y~~e~~: 38

REPRESENTATIVE	YEAS	NAYS	PRESENT	REPRESENTATIVE	YEAS	NAYS	PRESENT
Mr. Waxman		✓		Mr. Barton	✓		
Mr. Dingell		✓		Mr. Hall	✓		
Mr. Markey		✓		Mr. Upton	✓		
Mr. Boucher		✓		Mr. Stearns	✓		
Mr. Pallone		✓		Mr. Deal			
Mr. Gordon		✓		Mr. Whitfield	✓		
Mr. Rush		✓		Mr. Shimkus	✓		
Ms. Eshoo		✓		Mr. Shadegg	✓		
Mr. Stupak		✓		Mr. Blunt	✓		
Mr. Engel		✓		Mr. Buyer	✓		
Mr. Green		✓		Mr. Radanovich	✓		
Ms. DeGette		✓		Mr. Pitts	✓		
Ms. Capps		✓		Ms. Bono Mack		✓	
Mr. Doyle		✓		Mr. Walden		✓	
Ms. Harman		✓		Mr. Terry	✓		
Ms. Schakowsky		✓		Mr. Rogers	✓		
Mr. Gonzalez		✓		Ms. Myrick	✓		
Mr. Inslee		✓		Mr. Sullivan	✓		
Ms. Baldwin		✓		Mr. Murphy (PA)	✓		
Mr. Ross		✓		Mr. Burgess	✓		
Mr. Weiner		✓		Ms. Blackburn	✓		
Mr. Matheson		✓		Mr. Gingrey	✓		
Mr. Butterfield		✓		Mr. Scalise	✓		
Mr. Melancon		✓					
Mr. Barrow		✓					
Mr. Hill		✓					
Ms. Matsui		✓					
Ms. Christensen		✓					
Ms. Castor		✓					
Mr. Sarbanes		✓					
Mr. Murphy (CT)		✓					
Mr. Space		✓					
Mr. McNerney		✓					
Ms. Sutton		✓					
Mr. Braley		✓					
Mr. Welch		✓					

**AMENDMENT**

**OFFERED BY** \_\_\_\_\_

Page 570, line 6, strike “50 percent” and insert “100 percent”.

Page 573, line 13, through page 574, line 24, strike paragraph (3), and redesignate the subsequent paragraphs accordingly.



**AMENDMENT**  
**OFFERED BY MR. BURGESS OF TEXAS**

Amend section 743 to read as follows:

- 1 **“SEC. 743. INTERNATIONAL OFFSET CREDITS.**
- 2       **“The Administrator shall not issue or recognize inter-**
- 3 **national offset credits under this title.”.**



**AMENDMENT**

**OFFERED BY** Mr. Upton

Title III

In ~~section 21~~, add the following new subsection at the end:

1           (c) SUNSET.—The provisions of this Act and of any  
2 amendment made by this Act shall cease to apply after  
3 December 31 of any year if, in any month during that  
4 year, using national aggregate residential billing and ar-  
5 rearage data gathered by the National Association of Reg-  
6 ulatory Utility Commissioners (“NARUC” ), the Sec-  
7 retary of Energy determines that the percentage of over-  
8 due accounts in the electric industry is 25 percent or more.  
9 The national aggregate percentage of overdue accounts  
10 shall be calculated by dividing the number of customers  
11 in debt to electric utilities by the total number of residen-  
12 tial electric customers. The data used for purpose of this  
13 section shall be the data gathered and made public by the  
14 National Association of Regulatory Utility Commissioners  
15 (NARUC) and such data shall be comparable to the data  
16 set forth in the 2008 Individual State Report by the  
17 NARUC Consumer Affairs Subcommittee On Collections  
18 Data Gathering.



**AMENDMENT**

**OFFERED BY MR. Upton**

*Title III*

In ~~section~~, add the following new subsection at the end:

1           (c) SUNSET.—The provisions of this Act and of any  
2 amendment made by this Act shall cease to apply after  
3 December 31 of any year if, during that year, using na-  
4 tional aggregate residential billing and arrearage data  
5 gathered by the National Association of Regulatory Utility  
6 Commissioners (“NARUC” ), the Secretary of Energy de-  
7 termines that the customer national termination rate for  
8 consumers in either the electric or natural gas industry  
9 is ~~2 million households~~ *8 million households* or more. The national termination rate shall  
10 be calculated by dividing the number of terminations by  
11 the number of customers. The data used for purpose of  
12 this section shall be the data gathered and made public  
13 by the National Association of Regulatory Utility Commis-  
14 sioners (NARUC) and such data shall be comparable to  
15 the data set forth in the 2008 Individual State Report by  
16 the NARUC Consumer Affairs Subcommittee On Collec-  
17 tions Data Gathering.



**AMENDMENT**

**OFFERED BY Mr. Upton**

In section 1, add the following new subsection at the end:

1 (c) SUNSET.—The provisions of this Act and of any  
2 amendment made by this Act shall cease to apply after  
3 December 31 of any year if, in any month during that  
4 year, using national aggregate residential billing and ar-  
5 rearage data gathered by the National Association of Reg-  
6 ulatory Utility Commissioners (“NARUC” ), the Sec-  
7 retary of Energy determines that the average arrearage  
8 for accounts in the natural gas industry is \$~~300~~<sup>400</sup> or more.  
9 The national average arrearage is calculated by dividing  
10 the total dollars in debt by the number of customers in  
11 debt. The data used for purpose of this section shall be  
12 the data gathered and made public by the National Asso-  
13 ciation of Regulatory Utility Commissioners (NARUC)  
14 and such data shall be comparable to the data set forth  
15 in the 2008 Individual State Report by the NARUC Con-  
16 sumer Affairs Subcommittee On Collections Data Gath-  
17 ering.



AMENDMENT

OFFERED BY Mr. Vpton

Title III

In ~~section~~, add the following new subsection at the end:

1 (c) SUNSET.—The provisions of this Act and of any  
2 amendment made by this Act shall cease to apply after  
3 December 31 of any year if, in any month during that  
4 year, using national aggregate residential billing and ar-  
5 rearage data gathered by the National Association of Reg-  
6 ulatory Utility Commissioners (“NARUC” ), the Sec-  
7 retary of Energy determines that the percentage of over-  
8 due accounts in the natural gas industry is ~~30~~<sup>25</sup> percent  
9 or more. The national aggregate percentage of overdue ac-  
10 counts shall be calculated by dividing the number of cus-  
11 tomers in debt to gas utilities by the total number of resi-  
12 dential gas customers. The data used for purpose of this  
13 section shall be the data gathered and made public by the  
14 National Association of Regulatory Utility Commissioners  
15 (NARUC) and such data shall be comparable to the data  
16 set forth in the 2008 Individual State Report by the  
17 NARUC Consumer Affairs Subcommittee On Collections  
18 Data Gathering.



**AMENDMENT TO H.R.**

**OFFERED BY** Mr. Upton

In section 1, add the following new subsection at the end:

1       (c) SUNSET.—The provisions of this Act and of any  
2 amendment made by this Act shall cease to apply after  
3 December 31 of any year if, in any month during that  
4 year, using national aggregate residential billing and ar-  
5 rearage data gathered by the National Association of Reg-  
6 ulatory Utility Commissioners (“NARUC” ), the Sec-  
7 retary of Energy determines that the average arrearage  
8 for accounts in the electric industry is \$~~200~~<sup>175</sup> or more. The  
9 national average arrearage is calculated by dividing the  
10 total dollars in debt by the number of customers in debt.  
11 The data used for purpose of this section shall be the data  
12 gathered and made public by the National Association of  
13 Regulatory Utility Commissioners (NARUC) and such  
14 data shall be comparable to the data set forth in the 2008  
15 Individual State Report by the NARUC Consumer Affairs  
16 Subcommittee On Collections Data Gathering.



**AMENDMENT**

**OFFERED BY MR. SCALISE OF LOUISIANA**

At the end of title III, insert the following new section:

**SEC. \_\_\_\_ . SUNSET DATE.**

The provisions of title III of this Act and the amendments made by title III of this Act shall cease to be effective beginning on the date that is 5 years after the date of enactment of this Act unless Congress reauthorizes the program.