



INSIGHTS

107th Congress

September 9, 2002

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INSIGHTS is prepared expressly for the Department of Energy's Office of Federal Energy Management Programs (FEMP). The purpose of ***INSIGHTS*** is to provide FEMP management staff with timely information on legislative activities relevant to the program. ***INSIGHTS*** is prepared for FEMP by Energetics, Incorporated, (202) 479-2748.

I. WEEKLY SUMMARY

CONGRESSIONAL SCHEDULE

This week House and Senate conferees will resume negotiations on:

- *H.R. 4/S. 517 – Comprehensive Energy Legislation*
- *H.R. 4546/S. - FY 2003 Defense Authorization*

CONFERENCE COMMITTEES/VOTES

Comprehensive Energy Legislation Conferees are expected to resume their discussions on *H.R. 4/S. 517* this week. A key agenda item will include a September 12 vote energy efficiency, research and development and Corporate Average Fuel Economy Standards provisions. While details are still pending, the Federal energy management provisions have been resolved between the two chambers. A provision establishing a Federal Energy Bank has reportedly been deleted.

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II. COMMITTEE ACTIVITY

HOUSE

FY 2003 Appropriations

Note: To appease House fiscal conservatives concerned about the availability of FY 2003 funds, the Republican leadership has agreed to bring *H.R. 5320 - the Labor, Health and Human Resources, and Education* appropriations to the House floor before any other FY 2003 appropriations bill. Each year, the Labor bill tends to be the most controversial due to funding and programmatic issues and, as a result, this year, fiscal conservatives are determined to ensure that funding for this bill does not exceed the President's request. At the same time, the Republican leadership and conservative members are trying to appropriate funding for all 13 annual appropriations bills within funding levels established by the President and the House Committee on the Budget. To date, the first bills to clear the Committee on Appropriations have exceeded the President's request; concern is growing that insufficient funds will be available to pass remaining bills including the annual Labor bill.

With only three weeks remaining in the fiscal year, a November election, and pending authorization bills of importance to the Administration (e.g., comprehensive energy, Homeland Security, health care legislation), many observers anticipate a "lame duck" session, which could extend the 107th Congress through November and even into December.

Bill Young (R/FL), Chairman of the Committee on Appropriations introduced *H.R. 5320 – FY 2003 Appropriations for Labor, Health and Human Services, and Education* on September 4. The bill provides the following:

Department of Labor

Jobs Corps - \$100 million for construction, rehabilitation, and acquisition of Job Corp Centers for FY 2003 – FY 2006

Department of Health and Human Services

National Institutes of Health - \$632.8 million for the study, construction, renovation, and acquisition of equipment for facilities for NIH.

On September 5, the Committee on Appropriations marked up the \$26 billion bill, ***H.R. __ - FY 2003 Appropriations for Energy and Water Development***. The bill provides funding for the Department of Energy's renewable energy programs and DEMF - the Department's (in-house) Energy Management Program. The subcommittee mark provides \$396 million for renewable energy – similar to the FY 2002 funding level and \$11 million below the President's request for FY 2003. Total funding for the House-passed bill exceeds the President's request by \$516 million. Details of the bill are provided below:

Department of Energy - Renewable Energy Program

Solar - \$88 million

Wind - \$44 Million

Electric Energy - \$70 million

Geothermal - \$27 million

Hydrogen - \$35 million

Biomass/biofuels - \$86 million

Hydropower - \$6 million

International Program - \$4 million

Incentive Program - \$4 million

Indian Energy - \$6 million

Renewable Support - \$2 million

National Renewable Energy Laboratory - \$5 million

Fuel Cells

On September 5, the Committee on Science responded to a report conducted by the fuel cell industry. The report provides a comprehensive plan for increasing the Federal investment in fuel cell infrastructure and technology. In response to the report, *Fuel Cells and Hydrogen: The Path Forward*, Committee Chair Sherwood Boehlert (R/NY) said, "I want all the fuel cell advocates here to know that they can continue to count on me and the Science Committee to move their R&D agenda forward. I am unswervingly in your camp because fuel cells will help improve our energy security; [and] they will help

improve our environment...” He added that provisions supporting fuel cells are included in pending comprehensive energy legislation, *H.R. 4*.

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SENATE

FY 2003 Appropriations

Last week, the Senate began consideration of *S. 2708 – FY 2003 Appropriations for Interior and Related Agencies*. However, little progress was made on the bill as Senators debated a controversial farm-related amendment to the bill. The Senate is expected to resume debate this next week. *S. 2708* provides funding primarily for the Departments of Energy and Interior.

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III. FY 2003 APPROPRIATIONS CHART

(In Billions)

HOUSE

SENATE

Jurisdiction/ FY 2003 Budget Request	302(b) Allocations / Approved Funding Level	Bill No.	Full Cmte.	Floor	Conf.	302(b) Allocations/ Approved Funding Level	Bill No.	Full Cmte.	Floor	Conf.
Agriculture \$17.051	\$ 17.601	HR 5263	7/11	7/26		\$ 17.980	S 2801	7/25		
Commerce \$ 40.333	\$ 40.726	-	7/18			\$ 43.475	S 2778	7/18		
Defense \$356.598	\$354.7	HR 5010	6/24	6/27	Pending	\$ 355.1	-	7/18	8/1	Pending
Energy and Water Development \$25.149	\$ 26.027	-				\$ 26.300	S 2784	7/24		
Interior \$18.953	\$ 19.8	HR 5093	7/9	7/17		\$ 19.35	S. 2708	6/27	Week of 9/3	
Labor / HHS \$129.902	\$129.902	HR 5320				\$133.988	S 2766	7/18		
Military Construction \$ 9.541	\$ 10.083	HR 5011	6/24	6/27	Pending	\$ 10.622	S 2709	6/27	7/18	Pending
Transportation \$ 19.851	\$ 19.411	-				\$ 21.1	S 2808	7/25		
Treasury \$ 17.960	\$ 18.501	HR 5120	7/9	7/24		\$ 18.501	S 2740	7/16		
VA/HUD \$ 92.518	\$ 91.841	-				\$ 91.434	S 2797	7/25		
Total 302(b) Allocations/ FY 2003 Budget Request \$748.141										

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IV. NEW LEGISLATION

(Note: Once a new bill is introduced, the Government Printing Office generally requires from several days to one week to make the bill available in print)

HOUSE

There is no new legislation of interest to report.

SENATE

There is no new legislation of interest to report

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V. ADMINISTRATION INITIATIVES

No new initiatives or announcements of interest to report.

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VI. HEARINGS SCHEDULE

HOUSE – COMMITTEE ON APPROPRIATIONS

No new activities of interest to report.

HOUSE – AUTHORIZATIONS/OVERSIGHT

Date/Committee	Chair	Hearing Title/Issues	Witnesses	Time/Location
<i>September 12</i> – Committee on Resources	James Hansen (R/UT)	<i>Mark Up - S. 1240 - Timpanogos Interagency Land Exchange Act</i> , a bill to provide for the acquisition of land and construction of an interagency administrative and visitor facility at the entrance to American Fork Canyon, Utah.	N/A	10:00 a.m. Room 1324 Longworth Office Building

(NEW)

SENATE – COMMITTEE ON APPROPRIATIONS

No new activities of interest to report.

SENATE – AUTHORIZATIONS/OVERSIGHT

No new activities of interest to report.

CONFERENCE COMMITTEE NEGOTIATIONS/FLOOR VOTES

Date/Committee	Bill	Time/Location
Wednesday, September 11	<i>Conference Negotiations (Authorization) - H.R.4546,</i> Department of Defense, for military construction, and for defense activities of the Department of Energy	1:30 p.m. Room S-211 Capitol
Wednesday, September 11	<i>Conference Negotiations (Authorization) - H.R.4546,</i> Department of Defense, for military construction, and for defense activities of the Department of Energy	4 p.m. Room 345 Cannon Office Building
Thursday, September 12 <i>(NEW)</i>	<i>Conference Negotiations (Authorization) - H.R.4,</i> To enhance energy conservation, research and development and to provide for security and diversity in the energy supply for the American people	9:30 a.m. Room 2123 Rayburn Office Building
Thursday, September 12	<i>Conference Negotiations (Authorization) - H.R.4546,</i> Department of Defense, for military construction, and for defense activities of the Department of Energy	3 p.m. Room HC-8 Capitol
Thursday, September 12 <i>(NEW)</i>	<i>Conference Negotiations (Authorization) - H.R.4546,</i> Department of Defense, for military construction, and for defense activities of the Department of Energy	5:30 p.m. Room HC-8 Capitol
Friday, September 13	<i>Conference Negotiations (Authorization) - H.R.4546,</i> Department of Defense, for military construction, and for defense activities of the Department of Energy	9:30 a.m. Room S-207 Capitol

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