

115TH CONGRESS
2D SESSION

H. R. 6552

To amend the Department of Energy Organization Act to address insufficient compensation of employees and other personnel of the Federal Energy Regulatory Commission, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2018

Mr. OLSON (for himself, Mr. GENE GREEN of Texas, Mr. JOHNSON of Ohio, Mr. MCCAUL, Mr. HUDSON, Mr. WEBER of Texas, and Mr. GONZALEZ of Texas) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Department of Energy Organization Act to address insufficient compensation of employees and other personnel of the Federal Energy Regulatory Commission, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Timely Review of In-
5 frastructure Act”.

1 **SEC. 2. ADDRESSING INSUFFICIENT COMPENSATION OF**
2 **EMPLOYEES AND OTHER PERSONNEL OF THE**
3 **FEDERAL ENERGY REGULATORY COMMIS-**
4 **SION.**

5 (a) IN GENERAL.—Section 401 of the Department of
6 Energy Organization Act (42 U.S.C. 7171) is amended
7 by adding at the end the following:

8 “(k)(1) Notwithstanding any other provision of law,
9 if the Chairman publicly certifies that compensation for
10 a category of employees or other personnel of the Commis-
11 sion is insufficient to retain or attract employees and other
12 personnel to allow the Commission to carry out its func-
13 tions in a timely, efficient, and effective manner, the
14 Chairman may fix the compensation for such category of
15 employees or other personnel, without regard to chapter
16 51 and subchapter III of chapter 53 of title 5, United
17 States Code, or any other civil service law.

18 “(2) A certification described in paragraph (1) shall
19 apply with respect to a category of employees or other per-
20 sonnel, specify a maximum reasonable compensation for
21 such category of employees or other personnel, and be
22 valid for a 5-year period beginning on the date the certifi-
23 cation is made. Not later than 90 days before the expira-
24 tion of the certification, the Chairman shall determine
25 whether the certification should be renewed for a subse-
26 quent 5-year period.

1 “(3) Any employee or other personnel whose com-
2 pensation was fixed by the Chairman in accordance with
3 paragraph (1) may, at the discretion of the Chairman, re-
4 tain the level of compensation so fixed, regardless of
5 whether a certification described in paragraph (1) is in
6 effect with respect to the compensation of such employee
7 or other personnel.

8 “(4) The Chairman shall consult with the Director
9 of the Office of Personnel Management in the implementa-
10 tion of this subsection, including in the determination of
11 compensation with respect to each category of employees
12 or other personnel.

13 “(5) The Chairman may apply the provisions of this
14 subsection with respect to experts and consultants whose
15 services are procured by the Chairman in accordance with
16 section 3109 of title 5, United States Code.”.

17 (b) REPORT.—Not later than one year after the date
18 of the enactment of this Act, and every two years there-
19 after for 10 years, the Chairman of the Federal Energy
20 Regulatory Commission shall submit to the Committee on
21 Energy and Commerce of the House of Representatives
22 and the Committee on Energy and Natural Resources of
23 the Senate a report on information relating to hiring, va-
24 cancies, and compensation at the Federal Energy Regu-

1 latory Commission, including any associated trends re-
2 garding such hiring, vacancies, and compensation.

3 (c) APPLICABILITY.—The amendments made by this
4 Act shall take effect on the date of the enactment of this
5 Act and apply beginning on the date that is 30 days after
6 such date of enactment.

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