

the U.S. economy by expressing the sense of Congress that remaining competitive in attracting such investment is directly linked to our nation's long-term economic strength and security.

Passage of the "Global Investment in American Jobs Act" would send a powerful and bipartisan message that America is ready to compete in a new way for global investment.

Thank you for your leadership.

Sincerely,

NANCY L. MCLERNON,
President & CEO, Organization
for International Investment.

SANOFI,
Washington, DC, September 9, 2013.

Hon. LEE TERRY,

House of Representatives, Chairman, Energy and Commerce Committee, Subcommittee on Commerce, Manufacturing & Trade, Washington, DC.

DEAR CHAIRMAN TERRY: Sanofi is a leading global and diversified healthcare company which discovers, develops and distributes therapeutic solutions focused on patients' needs. Sanofi has core strengths in the field of healthcare with seven growth platforms: diabetes solutions, human vaccines, innovative drugs, rare diseases, consumer healthcare, emerging markets and animal health.

On behalf of Sanofi, I would like to thank and commend you and your colleagues and express our strong support for your bill, H.R. 2052, the "Global Investment in American Jobs Act of 2013." As you know, the "Global Investment in American Jobs Act" is bicameral and bipartisan legislation aimed at improving America's ability to attract job-creating foreign direct investment (FDI) from businesses around the world. The bill requires the Secretary of Commerce to implement a comprehensive review of the United States' ability to attract foreign direct investment. The review will look at what we are doing right and what we are doing wrong. It will also look at what other countries are doing that we should follow and what other countries are doing that we should avoid. Following this review, the Secretary will issue recommendations for all agencies of government setting out a comprehensive plan for improving U.S. global competitiveness for attracting foreign investment.

FDI in the United States has been an engine for economic growth, fueling U.S. manufacturing, innovation, trade, and overall job creation. U.S. subsidiaries of foreign-headquartered companies account for 5.8 percent of U.S. private sector GDP and employ 5.6 million American workers, including two million in the manufacturing sector. In addition, these companies produce 18 percent of all U.S. exports, fund 14 percent of annual research and development activities, and support a diverse supplier network throughout the country, purchasing goods and services worth hundreds of billions of dollars every year from thousands of small and medium-sized American companies.

While the U.S. remains the world's leading recipient of foreign direct investment, our global share of such investment has dropped significantly since the turn of the 21st century, from 41 percent in 1999 to just over 17 percent in 2011. In March, the Department of Commerce released new data showing the U.S. received \$174.7 billion in global investment for 2012, a decrease of 25 percent compared with \$234 billion the previous year. Foreign-headquartered companies, such as Sanofi, have many options when looking to invest, expand, or establish new operations, including into emerging economies. In this challenging global environment, the U.S. must

position itself to compete for job-creating FDI.

Sanofi has made a significant investment in the U.S. Sanofi employs more than 17,000 through our U.S. affiliates in pharmaceuticals, vaccines, animal health, consumer health and rare diseases. Sanofi has R&D facilities in 8 states (AZ, CA, GA, MA, MD, MO, NJ, and PA) and important R&D partnerships with organizations such as Harvard, MIT and Dana-Farber, reflecting the importance of research and development to the company in the U.S. Our U.S. affiliates have manufacturing, packaging or distribution sites in 9 states (MO, PA, TN, MA, NJ, MN, NC, GA, MD and NV). Our U.S. affiliates export products from 7 states (GA, PA, MA, MO, NJ, TN, and MN). And we have more than \$4 billion in contracts with over 15,000 vendors and suppliers throughout the U.S.

H.R. 2052 has the support of a broad range of cosponsors who understand that investment from around the globe is important to every state and region across this country. As a result, H.R. 2052 was unanimously approved by the Energy and Commerce Committee on July 17, 2013. The House of Representatives passed similar legislation during the 112th Congress with strong bipartisan support. Passing this legislation will be an important step in enhancing U.S. competitiveness and reinvigorating job growth in our country.

Thank you once again for your work and commitment to incentivize FDI in the United States to expand the job market and strengthen our economy.

Sincerely,

PATRICK MCLAIN,
Vice President, Federal Government
Affairs, Policy & Issues Management.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nebraska (Mr. TERRY) that the House suspend the rules and pass the bill, H.R. 2052, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. TERRY. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

□ 1615

FEDERAL COMMUNICATIONS COMMISSION CONSOLIDATED REPORTING ACT OF 2013

Mr. SCALISE. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2844) to amend the Communications Act of 1934 to consolidate the reporting obligations of the Federal Communications Commission in order to improve congressional oversight and reduce reporting burdens, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 2844

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Federal Communications Commission Consolidated Reporting Act of 2013".

SEC. 2. COMMUNICATIONS MARKETPLACE REPORT.

Title I of the Communications Act of 1934 (47 U.S.C. 151 et seq.) is amended by adding at the end the following:

"SEC. 14. COMMUNICATIONS MARKETPLACE REPORT.

"(a) IN GENERAL.—In the last quarter of every even-numbered year, the Commission shall publish on its website and submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the state of the communications marketplace.

"(b) CONTENTS.—Each report required by subsection (a) shall—

"(1) assess the state of competition in the communications marketplace, including competition to deliver voice, video, audio, and data services among providers of telecommunications, providers of commercial mobile service (as defined in section 332), multichannel video programming distributors (as defined in section 602), broadcast stations, providers of satellite communications, Internet service providers, and other providers of communications services;

"(2) assess the state of deployment of communications capabilities, including advanced telecommunications capability (as defined in section 706 of the Telecommunications Act of 1996 (47 U.S.C. 1302)), regardless of the technology used for such deployment, including whether advanced telecommunications capability is being deployed to all Americans in a reasonable and timely fashion;

"(3) assess whether laws, regulations, or regulatory practices (whether those of the Federal Government, States, political subdivisions of States, Indian tribes or tribal organizations (as such terms are defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b)), or foreign governments) pose a barrier to competitive entry into the communications marketplace or to the competitive expansion of existing providers of communications services;

"(4) describe the agenda of the Commission for the next 2-year period for addressing the challenges and opportunities in the communications marketplace that were identified through the assessments under paragraphs (1) through (3); and

"(5) describe the actions that the Commission has taken in pursuit of the agenda described pursuant to paragraph (4) in the previous report submitted under this section.

"(c) EXTENSION.—If the President designates a Commissioner as Chairman of the Commission during the last quarter of an even-numbered year, the portion of the report required by subsection (b)(4) may be published on the website of the Commission and submitted to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate as an addendum during the first quarter of the following odd-numbered year.

"(d) SPECIAL REQUIREMENTS.—

"(1) ASSESSING COMPETITION.—In assessing the state of competition under subsection (b)(1), the Commission shall consider all forms of competition, including the effect of intermodal competition, facilities-based competition, and competition from new and emergent communications services, including the provision of content and communications using the Internet.

"(2) ASSESSING DEPLOYMENT.—In assessing the state of deployment under subsection (b)(2), the Commission shall compile a list of geographical areas that are not served by any provider of advanced telecommunications capability.

"(3) INTERNATIONAL COMPARISONS AND DEMOGRAPHIC INFORMATION.—The Commission may use readily available data to draw appropriate comparisons between the United States communications marketplace and the international communications marketplace and to correlate its assessments with demographic information.

“(4) *CONSIDERING SMALL BUSINESSES.*—In assessing the state of competition under subsection (b)(1) and regulatory barriers under subsection (b)(3), the Commission shall consider market entry barriers for entrepreneurs and other small businesses in the communications marketplace in accordance with the national policy under section 257(b).”.

SEC. 3. CONSOLIDATION OF REDUNDANT REPORTS; CONFORMING AMENDMENTS.

(a) *ORBIT ACT REPORT.*—Section 646 of the Communications Satellite Act of 1962 (47 U.S.C. 765e; 114 Stat. 57) is repealed.

(b) *SATELLITE COMPETITION REPORT.*—Section 4 of Public Law 109–34 (47 U.S.C. 703) is repealed.

(c) *INTERNATIONAL BROADBAND DATA REPORT.*—Section 103 of the Broadband Data Improvement Act (47 U.S.C. 1303) is amended—

(1) by striking subsection (b); and
(2) by redesignating subsections (c) through (e) as subsections (b) through (d), respectively.

(d) *STATUS OF COMPETITION IN THE MARKET FOR THE DELIVERY OF VIDEO PROGRAMMING REPORT.*—Section 628 of the Communications Act of 1934 (47 U.S.C. 548) is amended—

(1) by striking subsection (g);
(2) by redesignating subsection (j) as subsection (g); and
(3) by transferring subsection (g) (as redesignated) so that it appears after subsection (f).

(e) *REPORT ON CABLE INDUSTRY PRICES.*—
(1) *IN GENERAL.*—Section 623 of the Communications Act of 1934 (47 U.S.C. 543) is amended—

(A) by striking subsection (k); and
(B) by redesignating subsections (l) through (n) as subsections (k) through (m), respectively.

(2) *CONFORMING AMENDMENT.*—Section 613(a)(3) of the Communications Act of 1934 (47 U.S.C. 533(a)(3)) is amended by striking “623(l)” and inserting “623(k)”.

(f) *TRIENNIAL REPORT IDENTIFYING AND ELIMINATING MARKET ENTRY BARRIERS FOR ENTREPRENEURS AND OTHER SMALL BUSINESSES.*—Section 257 of the Communications Act of 1934 (47 U.S.C. 257) is amended by striking subsection (c).

(g) *SECTION 706 REPORT.*—Section 706 of the Telecommunications Act of 1996 (47 U.S.C. 1302) is amended—

(1) in subsection (b)—
(A) in the last sentence, by striking “If the Commission’s determination is negative, it” and inserting “If the Commission determines in its report under section 14 of the Communications Act of 1934 that advanced telecommunications capability is not being deployed to all Americans in a reasonable and timely fashion, the Commission”; and
(B) by striking the first and second sentences;
(2) by striking subsection (c);
(3) in subsection (d), by striking “this subsection” and inserting “this section”; and
(4) by redesignating subsection (d) as subsection (c).

(h) *STATE OF COMPETITIVE MARKET CONDITIONS WITH RESPECT TO COMMERCIAL MOBILE RADIO SERVICES.*—Section 332(c)(1)(C) of the Communications Act of 1934 (47 U.S.C. 332(c)(1)(C)) is amended by striking the first and second sentences.

(i) *PREVIOUSLY ELIMINATED ANNUAL REPORT.*—

(1) *IN GENERAL.*—Section 4 of the Communications Act of 1934 (47 U.S.C. 154) is amended—

(A) by striking subsection (k); and
(B) by redesignating subsections (l) through (o) as subsections (k) through (n), respectively.

(2) *CONFORMING AMENDMENTS.*—The Communications Act of 1934 is amended—

(A) in section 9(i), by striking “In the Commission’s annual report, the Commission shall prepare an analysis of its progress in developing such systems and” and inserting “The Commission”; and
(B) in section 309(j)(8)(B), by striking the last sentence.

(j) *ADDITIONAL OUTDATED REPORTS.*—The Communications Act of 1934 is further amended—

(1) in section 4—
(A) in subsection (b)(2)(B)(ii), by striking “and shall furnish notice of such action” and all that follows through “subject of the waiver”; and
(B) in subsection (g), by striking paragraph (2);

(2) in section 215—
(A) by striking subsection (b); and
(B) by redesignating subsection (c) as subsection (b);

(3) in section 227(e), by striking paragraph (4);
(4) in section 309(j)—

(A) by striking paragraph (12); and
(B) in paragraph (15)(C), by striking clause (iv);

(5) in section 331(b), by striking the last sentence;

(6) in section 336(e), by amending paragraph (4) to read as follows:

“(4) *REPORT.*—The Commission shall annually advise the Congress on the amounts collected pursuant to the program required by this subsection.”;

(7) in section 339(c), by striking paragraph (1);
(8) in section 396—

(A) by striking subsection (i);
(B) in subsection (k)—
(i) in paragraph (1), by striking subparagraph (F); and
(ii) in paragraph (3)(B)(iii), by striking subclause (V);

(C) in subsection (l)(1)(B), by striking “shall be included” and all that follows through “The audit report”; and
(D) by striking subsection (m);

(9) in section 398(b)(4), by striking the third sentence;

(10) in section 624A(b)(1)—
(A) by striking “REPORT; REGULATIONS” and inserting “REGULATIONS”;
(B) by striking “Within 1 year after” and all that follows through “on means of assuring” and inserting “The Commission shall issue such regulations as are necessary to assure”; and
(C) by striking “Within 180 days after” and all that follows through “to assure such compatibility.”; and
(11) in section 713, by striking subsection (a).

SEC. 4. EFFECT ON AUTHORITY.

Nothing in this Act or the amendments made by this Act shall be construed to expand or contract the authority of the Federal Communications Commission.

SEC. 5. OTHER REPORTS.

Nothing in this Act or the amendments made by this Act shall be construed to prohibit or otherwise prevent the Federal Communications Commission from producing any additional reports otherwise within the authority of the Commission.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Louisiana (Mr. SCALISE) and the gentlewoman from California (Ms. ESHOO) each will control 20 minutes.

The Chair recognizes the gentleman from Louisiana.

GENERAL LEAVE

Mr. SCALISE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and insert extraneous materials in the RECORD on the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Louisiana?

There was no objection.

Mr. SCALISE. Mr. Speaker, I yield myself such time as I may consume.

The legislation before the House this afternoon, H.R. 2844, the FCC Consolidated Reporting Act, is a bipartisan bill that seeks to provide flexibility and relief to both our job creators as well as the Federal Communications Commission. This bill is another step in the process of streamlining government so that businesses can focus their time and resources on growing our economy and creating jobs instead of complying with outdated and burdensome mandates from the Federal Government. Every dollar spent on outdated FCC reporting mandates is a dollar that could otherwise be spent creating more high-paying jobs and investing in new infrastructure.

H.R. 2844 also recognizes the reality that our Nation is in a fiscal crisis and that we must find ways to do more with less. By consolidating eight annual and tri-annual reports into a single biannual Communications Marketplace Report, not only do we recognize this new budget reality by giving the FCC more flexibility and tools to drive greater efficiencies but we can usher in a platform to analyze the converged nature of today’s highly competitive intermodal communications industry, which has moved beyond the traditional confines of the 1992 and 1996 Cable and Communications Act.

This simple, commonsense measure will also ensure that Congress has timely access to the Commission’s best analysis of the communication’s landscape at the beginning of each Congress by requiring that the Communications Marketplace Report be published in the last quarter of an even-numbered year. This will allow Congress to better use findings to inform our legislative activities.

Mr. Speaker, this bill is a great example of lawmakers from both sides of the aisle coming together to reform outdated government mandates that were created by Congresses of the past. I applaud Chairmen UPTON and WALDEN, as well as Ranking Member ESHOO, for working so closely and cooperatively with me on this legislation; and I strongly encourage my colleagues to join in supporting passage of this commonsense measure.

I reserve the balance of my time.

Ms. ESHOO. Mr. Speaker, I yield myself such time as I may consume.

I rise in support of H.R. 2844, a bill to streamline many of the outdated reporting requirements that Congress has placed on the Federal Communications Commission. At a time when agency resources are limited, this bill, I think, is an example of how to make the FCC’s reporting obligations more efficient, which in turn will ensure that the agency can focus on its mission to protect the public interest and promote competition across the communications marketplace.

The bill also ensures that the FCC has the flexibility to continue assessing the state of competition, which is so essential and so important in our

country across the entire communications marketplace, including particular submarkets like wireless, cable, and satellite. This data is vital to both consumers and to policymakers.

I want to thank Chairman WALDEN; certainly the chairman of the full committee, Chairman UPTON; and most especially, Representative SCALISE, for pursuing this legislation in a bipartisan manner and for working with me to ensure that the expert agency, the FCC, was included in our deliberations.

Mr. Speaker, the House passed a similar bill in the last Congress. So I recommend to all of our colleagues this very sensible bill that, again, is something that all Members can stand for, and that is to streamline a Federal agency and kind of get rid of some of the weeds of the past and clear a better path for the agency to continue, again, assessing the state of competition across the entire communications marketplace.

So with that, Mr. Speaker, I don't believe I have any speakers on this side. I urge my colleagues—everyone in the House—to support the bill. I think it deserves that kind of support.

I yield back the balance of my time.

Mr. SCALISE. I want to thank the gentlelady from California, again, for her hard work on this and the good bipartisan cooperation that we've had in making these reforms.

I yield 5 minutes to the gentleman from Oregon (Mr. WALDEN), chairman of the Telecommunications Subcommittee.

Mr. WALDEN. Mr. Speaker, I thank the gentleman from Louisiana and the gentlelady from California for their great work on this, I think, really good bill.

I was in small business for more than 22 years with my wife, and these are the sorts of odds and ends that can eat a small business alive. It can eat an agency alive as well. These are silly mandates that get put on, often for a good reason initially; but then nobody ever goes back and says, Why are we still asking for a report on the status of the telegraph industry, or whatever else. We went back and did that.

This is the kind of nuts-and-bolts work that I think helps clean up government, helps make it more efficient, makes it more productive, makes it more affordable, and gets out of the way and helps stop doing things it doesn't need to do. Too often, we don't do that.

I think one of the hallmarks of our subcommittee has been a real bipartisan effort to make sure that when we create programs, we then follow and make sure they're working, like we're doing with FirstNet and the Incentive Auctions, to try and track and make sure it's working and then to dig deeper and look for those things that aren't working or they're outdated, yet put a burden on an agency and cost either those who pay for that agency through their taxes or through fees, or whatever. It's all coming out of the private

economy into the government economy. We need to stop that.

So this bill consolidates eight separate congressionally mandated reports on the communications industry into a single comprehensive report. As my colleague from Louisiana said, it changes the timeline so that Congress can get the information in a better and timely manner. And it cuts cost. I hope this bill will receive strong bipartisan support in the House. I assume it will. And I hope that our friends across the building will in this Congress take it up and pass it as well.

With that, Mr. Speaker, I appreciate the bipartisan work of my friends from California and from Louisiana. I urge the House to approve this measure and send it expeditiously over to the Senate.

Mr. SCALISE. Mr. Speaker, in closing, as we heard from our constituents, as we just got back from this August work period where many of us held townhall meetings throughout our district, people are frustrated with why Congress can't work together to get things done. I think this is a good example of how both parties came together and looked at some very outdated laws.

People also ask, Why are you always passing laws and why don't you actually get rid of some of the laws on the books that don't make any sense? Well, that's what we're doing here with H.R. 2844. We're actually going through and repealing laws that are burdens to our small businesses that are out there trying to create jobs in the technology industry. One of the great growing segments of our economy is the telecommunications industry; and yet look at some of these reports that they're required and mandated to compile, many of which have no real bearing on the marketplace today. As the chairman of the subcommittee mentioned, we actually do repeal the telegraph report. Why we still have a law on the books that requires a report issued on competitiveness in the telegraph industry—that goes to show how we have so many of these outdated laws on the books still to this day. And Congress from time to time needs to go and repeal outdated rules and regulations like this. That's what we're doing in this legislation.

It's a good, commonsense piece of legislation that we worked on in a bipartisan way to bring to the floor. I urge all my colleagues to pass the legislation, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Louisiana (Mr. SCALISE) that the House suspend the rules and pass the bill, H.R. 2844, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. SCALISE. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 4 o'clock and 24 minutes p.m.), the House stood in recess.

□ 1845

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. HOLDING) at 6 o'clock and 45 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on motions to suspend the rules previously postponed.

Votes will be taken in the following order:

H.R. 2052, by the yeas and nays;

H.R. 2844, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. The remaining electronic vote will be conducted as a 5-minute vote.

GLOBAL INVESTMENT IN AMERICAN JOBS ACT OF 2013

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 2052) to direct the Secretary of Commerce, in coordination with the heads of other relevant Federal departments and agencies, to conduct an interagency review of and report to Congress on ways to increase the global competitiveness of the United States in attracting foreign direct investment, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nebraska (Mr. TERRY) that the House suspend the rules and pass the bill, as amended.

The vote was taken by electronic device, and there were—yeas 379, nays 32, answered "present" 1, not voting 20, as follows:

[Roll No. 448]

YEAS—379

Aderholt	Becerra	Brady (TX)
Alexander	Benishchek	Braley (IA)
Amodei	Bera (CA)	Brooks (AL)
Andrews	Bilirakis	Brooks (IN)
Bachus	Bishop (NY)	Brown (FL)
Barletta	Bishop (UT)	Brownley (CA)
Barr	Black	Buchanan
Barrow (GA)	Blackburn	Burgess
Barton	Blumenauer	Bustos
Bass	Bonamici	Butterfield
Beatty	Boustany	Calvert