

**AMENDMENT TO THE COMMITTEE PRINT
OFFERED BY MR. TAUZIN AND MR. MARKEY**

At the end of subtitle B of title IV, insert the following new section:

1 **SEC. 4032. WHISTLEBLOWER PROTECTION.**

2 (a) DEFINITION OF EMPLOYER.—Section 211(a)(2)
3 of the Energy Reorganization Act of 1974 (42 U.S.C.
4 5851(a)(2)) is amended—

5 (1) by striking “and” at the end of subpara-
6 graph (C);

7 (2) in subparagraph (D), by striking “that is
8 indemnified” and all that follows through “12344.”
9 and inserting “or the Commission; and”; and

10 (3) by adding at the end the following new sub-
11 paragraph:

12 “(E) the Department of Energy and the Com-
13 mission.”.

14 (b) DE NOVO REVIEW.—Subsection (b) of such sec-
15 tion 211 is amended by adding at the end the following
16 new paragraph:

17 “(4) If the Secretary has not issued a final decision
18 within 180 days after the filing of a complaint under para-
19 graph (1), and there is no showing that such delay is due
20 to the bad faith of the claimant, the claimant may bring

1 an action at law or equity for de novo review in the appro-
2 priate district court of the United States, which shall have
3 jurisdiction over such an action without regard to the
4 amount in controversy.”.