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No. 61

Senate

The Senate was not in session today. Its next meeting will be held on Monday, May 9, 2011, at 2 p.m.

House of Representatives

FRIDAY, MAY 6, 2011

The House met at noon and was called to order by the Speaker pro tempore (Mr. SIMPSON).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
May 6, 2011.

I hereby appoint the Honorable MICHAEL K. SIMPSON to act as Speaker pro tempore on this day.

JOHN A. BOEHNER,
Speaker of the House of Representatives.

PRAYER

Reverend Mark Farr, The Faith and Politics Institute, Washington, DC, offered the following prayer:

Gracious God, we give You thanks for the rich spiritual traditions that You have bestowed upon this Nation. May we be worthy of the heritage we have received.

Grant us the disposition to be still and to pray, the courage to respect the prayers of others, and the faith to know our prayers are never in vain.

Then, having prayed, grant us the willingness to bridge the divides that arise in a thriving democracy; lift our eyes that we might see above the immediacy of the present clamor to the peace that is forged by a life spent in intimacy with You that we might sow peace in our land, in this House, and in the Garden of our Souls.

In Your name we pray. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
U.S. HOUSE OF REPRESENTATIVES,
Washington, DC, May 5, 2011.

Hon. JOHN A. BOEHNER,
U.S. House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 5, 2011, at 5:20 p.m.:

Appointment:
Board of Visitors of the United States Coast Guard Academy.
Congressional-Executive Commission on the People's Republic of China.

With best wishes, I am
Sincerely,

KAREN L. HAAS,

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until noon on Tuesday next for morning-hour debate.

There was no objection.

Accordingly (at 12 o' clock and 3 minutes p.m.), under its previous order, the House adjourned until Tuesday, May 10, 2011, at noon.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

1460. A letter from the Acting Under Secretary, Department of Defense, transmitting a report on the Procurement and Use of Munitions, pursuant to Public Law 111-84, section 316; to the Committee on Armed Services.

1461. A letter from the Assistant Attorney General, Department of Justice, transmitting the 2010 Annual Report regarding the Department's enforcement activities under the Equal Credit Opportunity Act, pursuant to 15 U.S.C. 1691f; to the Committee on Financial Services.

1462. A letter from the General Counsel, Federal Housing Finance Agency, transmitting the Agency's final rule — Federal Home Loan Bank Liabilities (RIN: 2590-AA36) received March 31, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

This symbol represents the time of day during the House proceedings, e.g., 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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1463. A letter from the Acting Assistant General Counsel for Regulatory Service, Department of Education, transmitting the Department's final rule — Department of Education Acquisition Regulation [Docket ID: ED-2010-OCFO-0015] received April 4, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

1464. A letter from the Deputy Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Immunology and Microbiology Devices; Classification of Ovarian Adnexal Mass Assessment Score Test System [Docket No.: FDA-2011-N-0026] received April 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1465. A letter from the First Vice-President, Controller and Chief Accounting Officer, Federal Home Loan Bank of Boston, transmitting the 2010 management report and statement of internal controls of the Federal Home Loan Bank of Boston, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

1466. A letter from the HR Specialist, Office of Navajo and Hopi Indian Relocation, transmitting the Office's annual report for Fiscal Year 2010 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

1467. A letter from the Director, Peace Corps, transmitting a copy of the Peace Corp's Fiscal Year 2010 Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report; to the Committee on Oversight and Government Reform.

1468. A letter from the Chief Judge, Superior Court of the District of Columbia, transmitting the Court's report on the activities of the Family Court during 2010, pursuant to Public Law 107-114; to the Committee on Oversight and Government Reform.

1469. A letter from the Director, National Oceanic and Atmospheric Administration, transmitting the Administration's 2010 Report on the Disclosure of Financial Interest and Recusal Requirements for Regional Fishery Management Councils and Scientific and Statistical Committees; to the Committee on Natural Resources.

1470. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation for Marine Event; Temporary Change of Dates for Recurring Marine Event in the Fifth Coast Guard District [Docket No.: USCG-2010-1094] (RIN: 1625-AA08) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1471. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Potomac River Charles County, MD [Docket No.: USCG-2010-1113] (RIN: 1625-AA08) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1472. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Soil Sampling; Chicago River, Chicago, Illinois [Docket No.: USCG-2011-0086] (RIN: 1625-AA00) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1473. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Curtis Creek,

Baltimore, MD [Docket No.: USCG-2010-1103] (RIN: 1625-AA09) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1474. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Todd Pacific Shipyards Vessel Roll-Out, West Duwamish Waterway, Seattle, Washington [Docket No.: USCG-2011-0117] (RIN: 1625-AA00) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1475. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; PIAGGIO AERO INDUSTRIES S.p.A Model PIAGGIO P-180 airplanes [Docket No.: FAA-2011-0054; Directorate Identifier 2010-CE-070-AD; Amendment 39-16582; AD 2011-01-53] (RIN: 2120-AA64) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1476. A letter from the Chief Engineer, Department of Defense, transmitting the Final Integrated Project Implementation Report and Final Environmental Impact Statement; (H. Doc. No. 112-20); to the Committee on Transportation and Infrastructure and ordered to be printed.

1477. A letter from the Assistant Secretary of the Army, Civil Works, Department of Defense, transmitting the Corps Integrated Feasibility Report and Environmental Impact Statement; (H. Doc. No. 112-21); to the Committee on Transportation and Infrastructure and ordered to be printed.

1478. A letter from the Assistant Secretary of Defense, Legislative Affairs, Department of Defense, transmitting seven legislative proposals that the Department of Defense requests be entered during the first session of the 112th Congress to be part of the Nation Defense Authorization Act for Fiscal Year 2012; jointly to the Committees on Armed Services and Oversight and Government Reform.

1479. A letter from the Program Manager, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medical Program; Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2011 Final Wage Indices Implementing the Medicare and Medicaid Extenders Act [CMS-1357-N] (RIN: 0938-AQ97) received April 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. PRICE of North Carolina (for himself, Ms. BROWN of Florida, Mr. BUTTERFIELD, Mr. CONYERS, Mr. DONNELLY of Indiana, Mr. GRIJALVA, Mr. KISSELL, Mr. LEWIS of Georgia, Mr. MCINTYRE, Mr. MILLER of North Carolina, Mr. MORAN, Mr. WALZ of Minnesota, and Mr. WATT):

H.R. 1794. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants for innovative teacher retention programs; to the Committee on Education and the Workforce.

By Mr. DEFAZIO (for himself, Ms. HIRONO, Mr. FILNER, Mr. LARSEN of Washington, Mr. NADLER, Mr. BISHOP of New York, Mr. BOSWELL, Mr.

CUMMINGS, Ms. RICHARDSON, Mr. QUIGLEY, and Mr. LIPINSKI):

H.R. 1795. A bill to promote increased public transportation use, to promote increased use of alternative fuels in providing public transportation, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HONDA (for himself, Ms. BALDWIN, Ms. BASS of California, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BRADY of Pennsylvania, Mr. CAPUANO, Mr. CARSON of Indiana, Ms. CASTOR of Florida, Mr. CONYERS, Mr. DEUTCH, Ms. CLARKE of New York, Mrs. CAPPAS, Ms. CHU, Mr. COHEN, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Ms. DEGETTE, Mr. DOYLE, Mr. ELLISON, Ms. ESHOO, Mr. FALBOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HINCHHEY, Ms. HIRONO, Mr. HOLT, Ms. NORTON, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON LEE of Texas, Mr. JOHNSON of Georgia, Ms. LEE of California, Mr. LEWIS of Georgia, Ms. ZOE LOFGREN of California, Mr. LANGEVIN, Mrs. MALONEY, Mr. MARKEY, Ms. MATSUI, Ms. MCCOLLUM, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Ms. MOORE, Mr. MORAN, Mr. NADLER, Mrs. NAPOLITANO, Mr. OLVER, Ms. PELOSI, Ms. PINGREE of Maine, Mr. POLIS, Mr. QUIGLEY, Mr. RANGEL, Ms. RICHARDSON, Mr. ROTHMAN of New Jersey, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. SABLAN, Ms. LINDA T. SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SIREAS, Mr. STARK, Mr. TOWNS, Ms. TSONGAS, Ms. WASSERMAN SULTZ, and Ms. WILSON of Florida):

H.R. 1796. A bill to amend the Immigration and Nationality Act to promote family unity, and for other purposes; to the Committee on the Judiciary.

By Mr. LUJAN (for himself and Mr. DEUTCH):

H.R. 1797. A bill to promote the use of cooperative research and development agreements by the Department of Energy National Laboratories, and for other purposes; to the Committee on Science, Space, and Technology, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MACK (for himself, Mr. KING of New York, Ms. LORETTA SANCHEZ of California, Mr. CARNAHAN, and Mrs. MALONEY):

H.R. 1798. A bill to prevent foreign states that do business, issue securities, or borrow money in the United States, and then fail to satisfy United States court judgments totaling \$100,000,000 or more based on such activities, from inflicting further economic injuries in the United States, from undermining the integrity of United States courts, and from discouraging responsible lending to poor and developing nations by undermining the secondary and primary markets for sovereign debt; to the Committee on Financial Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEKS (for himself and Mr. KING of New York):

H.R. 1799. A bill to prohibit the disposal of Department of Veterans Affairs land and improvements at St. Albans campus; to the Committee on Veterans' Affairs.

By Mr. SENSENBRENNER (for himself, Mr. SMITH of Texas, Mr. ROGERS of Michigan, and Mr. DANIEL E. LUNGREN of California):

H.R. 1800. A bill to temporarily extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 relating to access to business records and roving wiretaps and to permanently extend expiring provisions of the Intelligence Reform and Terrorism Prevention Act of 2004 relating to individual terrorists as agents of foreign powers; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 7 of rule XII of the Rules of the House of Representatives, the following statements are submitted regarding the specific powers granted to Congress in the Constitution to enact the accompanying bill or joint resolution.

By Mr. PRICE of North Carolina:

H.R. 1794.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 1 of the Constitution provides Congress with the authority to "make all Laws which shall be necessary and proper" to provide for the "general Welfare" of Americans. In the Department of Education Organization Act (P.L. 96-88), Congress declared that "the establishment of a Department of Education is in the public interest, will promote the general welfare of the United States, will help ensure that education issues receive proper treatment at the Federal level, and will enable the Federal Government to coordinate its education activities more effectively." The Department of Education's mission is to "promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access."

By Mr. DEFAZIO:

H.R. 1795.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 3.

By Mr. HONDA:

H.R. 1796.

Congress has the power to enact this legislation pursuant to the following:

Clause 4 of Section 8 of Article I of the Constitution, which grants Congress the power "[t]o establish an uniform Rule of Naturalization . . . throughout the United States."

By Mr. LUJÁN:

H.R. 1797.

Congress has the power to enact this legislation pursuant to the following:

Section 8 of Article 1

By Mr. MACK:

H.R. 1798.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 3 of the U.S. Constitution

By Mr. MEEKS:

H.R. 1799.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8.

By Mr. SENSENBRENNER:

H.R. 1800.

Congress has the power to enact this legislation pursuant to the following:

The authority to enact this bill is derived from, but may not be limited to, Article I, Section 8, Clauses 1 and 3 of the United States Constitution.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 44: Mr. PASCRELL.

H.R. 178: Mr. STARK.

H.R. 421: Mr. LATOURETTE and Mr. WEST.

H.R. 468: Mr. KELLY.

H.R. 609: Mrs. MILLER of Michigan.

H.R. 665: Mr. QUAYLE and Mr. KELLY.

H.R. 822: Mr. COBLE, Mr. STUTZMAN, and Mr. GOWDY.

H.R. 904: Mr. HULTGREN.

H.R. 1161: Ms. HERRERA BEUTLER.

H.R. 1514: Mr. NADLER.

H.R. 1603: Mr. KILDEE.

H.R. 1716: Mr. COHEN, Mr. LANGEVIN, Mr. MURPHY of Connecticut, Mr. GARAMENDI, Ms. BASS of California, Mr. GENE GREEN of Texas, Mr. JACKSON of Illinois, Ms. SPEIER, Mr. PIERLUISI, and Mr. SERRANO.

H. Res. 241: Mr. RIVERA.

H. Res. 247: Mr. MCCAUL.