



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 112th CONGRESS, FIRST SESSION

Vol. 157

WASHINGTON, TUESDAY, OCTOBER 18, 2011

No. 156

House of Representatives

The House met at 11 a.m. and was called to order by the Speaker pro tempore (Mr. HARRIS).

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
October 18, 2011.

I hereby appoint the Honorable ANDY HARRIS to act as Speaker pro tempore on this day.

JOHN BOEHNER,
Speaker of the House of Representatives.

PRAYER

Reverend Andrea Martin, St. Patrick's Episcopal Church, Washington, D.C., offered the following prayer:

God, our Governor, bless the leaders of our land that we may be a people at peace among ourselves and a blessing to other nations.

To the President, to Governors, mayors, and to all in administrative authority, grant wisdom and grace in the exercise of their duties.

To Senators and Representatives and those who make our laws, give courage, wisdom and foresight to provide for the needs of all our people and to fulfill our obligations in the community of nations.

To the judges and officers of our courts, give understanding and integrity that human rights may be safeguarded and justice and honor served.

And finally, teach our people to rely on Your strength and to accept their responsibilities to their fellow citizens that they may make wise decisions for the well-being of our society, serve You faithfully in our generation and honor Your holy Name.

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,
HOUSE OF REPRESENTATIVES,
Washington, DC, October 17, 2011.

HON. JOHN A. BOEHNER,
The Speaker, U.S. Capitol, 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 October 17, 2011 at 12:26 p.m.:

That the Senate agreed to S. Con. Res. 31.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 10 a.m. on Friday next.

There was no objection.

Accordingly (at 11 o'clock and 4 minutes a.m.), under its previous order, the

House adjourned until Friday, October 21, 2011, at 10 a.m.

EXECUTIVE COMMUNICATIONS, ETC.

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

3511. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — 2-Propenoic acid, polymer with ethenylbenzene and (1-methylethenyl) benzene, sodium salt; Tolerance exemption [EPA-HQ-OPP-2011-0430; FRL-8888-5] received August 18, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3512. A letter from the Director, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 ("CISADA") Reporting Requirements Under Section 104(e) (RIN: 1506-AB12) received October 6, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3513. A letter from the Associate Director, PP&I, Department of Treasury, transmitting the Department's final rule — Sudanese Sanctions Regulations; Iranian Transactions Regulations received October 6, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

3514. A letter from the Associate Director, Department of the Treasury, transmitting the Department's final rule — Sudanese Sanctions Regulations; Iranian Transactions Regulations received October 6, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

3515. A letter from the Senior Procurement Executive, General Services Administration, transmitting the Administration's final rule — Federal Travel Regulation (FTR); Terms and Definitions for "Dependent", "Domestic Partner", "Domestic Partnership", and "Immediate Family" [FTR Amendment 2011-04; FTR Case 2010-303; Docket Number 2011-0019, Sequence 1] (RIN: 3090-AJ06) received October 3, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

3516. A letter from the Acting Director, Office of Government Ethics, transmitting the

□ 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.



Printed on recycled paper.

H6981

Office's final rule — Technical Updating Amendments to Executive Branch Financial Disclosure and Standards of Ethical Conduct Regulations (RINs: 3209-AA00 and 3209-AA04) received October 6, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

3517. A letter from the Special Master, September 11th Victim Compensation Fund, Department of Justice, transmitting the Department's final rule — James Zadroga 9/11 Health and Compensation Act of 2010 [Docket No.: CIV 151] (RIN: 1105-AB39) received September 29, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

3518. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Patuxent River, Patuxent River, MD [Docket No.: USCG-2011-0426] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3519. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; 2011 Seattle Seafair Fleet Week Moving Vessels, Puget Sound, Washington; correction [Docket No.: USCG-2011-0505] received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3520. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; TriMet Bridge Project, Willamette River; Portland, OR [Docket No.: USCG-2011-0279] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3521. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; ISAF Nations Cup Grand Final Fireworks Display, Sheboygan, Wisconsin [Docket No.: USCG-2011-0755] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3522. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Coast Guard Exercise, Detroit River, Ambassador Bridge to the western tip of Belle Isle [Docket No.: USCG-2011-0754] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3523. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; Eleventh Coast Guard District Annual Fireworks Events [Docket No.: USCG-2009-0559] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3524. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Bonfouca Bayou, Slidell, LA [Docket No.: USCG-2009-0863] (RIN: 1625-AA09) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3525. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cleveland National Air Show, Lake Erie, Cleveland, OH [Docket No.: USCG-2011-0795] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3526. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Labor Day Fireworks, Ancarrow's Landing Park, James River, Richmond, VA [Docket No.: USCG-2011-0546] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3527. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Suttons Bay Labor Day Fireworks, Suttons Bay, Grand Traverse Bay, MI [Docket No.: USCG-2011-0719] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3528. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Labor Day at the Landing Santa Rosa Sound, Fort Walton Beach, FL [Docket No.: USCG-2011-0709] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3529. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Port Huron Float Down, St. Clair River, Port Huron, MI [Docket No.: USCG-2011-0752] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3530. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; 2011 Rohto Ironman 70.3 Miami, Biscayne Bay, Miami, FL [Docket No.: USCG-2011-0195] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3531. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; Arthur Kill, NY and NJ [Docket No.: USCG-2011-0727] (RIN: 1625-AA11) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3532. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; ESI Ironman 70.3 Augusta Triathlon, Savannah River, Augusta, GA [Docket No.: USCG-2011-0691] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3533. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River, Mile 180.0 to 179.0 [Docket No.: USCG-2011-0385] (RIN: 1625-AA00) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3534. A letter from the Attorney-Advisor, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Patuxent River, Solomons, MD [Docket No.: USCG-2011-0266] (RIN: 1625-AA08) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3535. A letter from the Attorney-Advisor, Department of Homeland Security, transmitting the Department's final rule — Eleventh Coast Guard District Annual Marine Events [Docket No.: USCG-2009-0558] (RIN: 1625-AA08) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3536. A letter from the Attorney-Advisor, Department of Homeland Security, transmit-

ting the Department's final rule — Special Local Regulations; Sabine River, Orange, TX [Docket No.: USCG-2011-0194] (RIN: 1625-AA08) received September 27, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3537. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Standards; Rotor Overspeed Requirements [Docket No.: FAA-2010-0398; Amendment No. 33-31] (RIN: 2120-AJ62) received September 23, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3538. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Amendment of Class E Airspace; Tonopah, NV [Docket No.: FAA-2011-0490; Airspace Docket No. 11-AWP-5] received September 23, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3539. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Amendment of Class D and Modification of Class E Airspace; Grand Junction, CO [Docket No.: FAA-2011-0425; Airspace Docket No. 11-ANM-9] received September 23, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3540. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Fringe Benefits Aircraft Valuation Formula (Rev. Rul. 2011-21) received October 4, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CAMP: Committee on Ways and Means. H.R. 674. A bill to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities (Rept. 112-253). Referred to the Committee of the Whole House on the state of the Union.

Mr. CAMP: Committee on Ways and Means. H.R. 2576. A bill to amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs (Rept. 112-254). Referred to the Committee of the Whole House on the state of the Union.

Mr. SMITH of Texas: Committee on the Judiciary. H.R. 1932. A bill to amend the Immigration and Nationality Act to provide for extensions of detention of certain aliens ordered removed, and for other purposes; with an amendment (Rept. 112-255). Referred to the Committee of the Whole House on the state of the Union.

Mr. SMITH of Texas: Committee on the Judiciary. H.R. 2192. A bill to exempt for an additional 4-year period, from the application of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days (Rept. 112-256). Referred to the Committee of the Whole House on the state of the Union.

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. GOWDY:

H.R. 3237. A bill to amend the SOAR Act by clarifying the scope of coverage of the Act; to the Committee on Oversight and Government Reform.

By Mr. PASCRELL (for himself and Mr. LOBIONDO):

H.R. 3238. A bill to amend the Internal Revenue Code of 1986 to provide for an investment tax credit related to the production of electricity from offshore wind; to the Committee on Ways and Means.

tion to enact the accompanying bill or joint resolution.

By Mr. GOWDY:

H.R. 3237.

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

Clause 17 of Section 8 of Article I of the Constitution of the United States grants the Congress the power to enact this law. (To exercise exclusive Legislation in all Cases whatsoever, over such District. . . .)

By Mr. PASCRELL:

H.R. 3238.

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

Article I, Section 8, Clause 3 of the United States Constitution.

H.R. 1744: Mr. FORBES.

H.R. 1905: Mr. RIGELL, Mr. SCHRADER, and Ms. SEWELL.

H.R. 2447: Mr. SMITH of Texas, Mr. FLAKE, Mr. SHUSTER, Mrs. BIGGERT, and Mr. MURPHY of Connecticut.

H.R. 2468: Mr. NUNES.

H.R. 2569: Ms. BROWN of Florida, Ms. BERKLEY, Ms. JENKINS, Mr. PRICE of Georgia, Ms. JACKSON LEE of Texas, and Mr. FORBES.

H.R. 2735: Mr. MATHESON.

H.R. 2815: Ms. GRANGER, Mr. NUGENT, and Mr. HALL.

H.R. 2829: Mr. HUNTER, Mr. McCLINTOCK, Mr. RIGELL, and Mr. WALDEN.

H.R. 2866: Mr. JOHNSON of Illinois.

H.R. 2885: Mr. MCKINLEY.

H.R. 2909: Mr. BURTON of Indiana.

H.R. 3059: Mr. HANNA.

H.R. 3065: Mr. SCHOCK.

H.R. 3067: Mr. PAYNE, Ms. WOOLSEY, Mr. PASTOR of Arizona, Mr. JACKSON of Illinois, Mr. SCHIFF, Mr. GONZALEZ, and Mr. MICHAUD.

H.R. 3091: Mr. LONG and Mr. HULTGREN.

H.R. 3104: Mr. KINGSTON.

H.R. 3235: Mr. BISHOP of Utah.

H. Res. 282: Ms. PELOSI.

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 Constitu-

ADDITIONAL SPONSORS

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

H.R. 721: Mr. FORBES.

H.R. 1166: Mrs. ADAMS.

H.R. 1173: Mr. MURPHY of Pennsylvania.

H.R. 1639: Mr. LAMBORN and Mr. MCKINLEY.