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No. 13

## Senate

The Senate was not in session today. Its next meeting will be held on Monday, January 30, 2012, at 2 p.m.

## House of Representatives

FRIDAY, JANUARY 27, 2012

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

### DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,  
January 27, 2012.

I hereby appoint the Honorable MAC THORNBERRY to act as Speaker pro tempore on this day.

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

### PRAYER

Reverend Dr. Alan Keiran, Office of the United States Senate Chaplain, offered the following prayer:

Lord, we honor You today in prayer and thanksgiving. We pray for the Members of this House, their families and staffs. Grant them peace that passes all understanding and amazing grace to sustain them when days are long and rest is short.

Father, You are our refuge and fortress. You provide everything we need for life and godliness. You hear our ardent intercession, and smile when we raise our voices in praise and worship. We thank You for Your presence, love and grace.

It is in Your mighty Name I 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.

### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Under clause 5(d) of rule XX, the Chair announces to the House that, in light of the resignation of the gentlewoman from Arizona (Ms. Giffords), the whole number of the House is 433.

### COMMUNICATION FROM THE SERGEANT AT ARMS OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Sergeant at Arms of the House of Representatives:

OFFICE OF THE SERGEANT AT ARMS,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, January 25, 2012.

Hon. JOHN A. BOEHNER,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally that, pursuant to Rule VIII of the Rules of the House of Representatives, the Office of the Sergeant at Arms has been served with a subpoena for documents issued by the United States District Court for the District of Columbia, in connection with a civil lawsuit currently pending before that court.

After consultation with the Office of General Counsel, I will make the determinations required by House Rule VIII.

Sincerely,

PAUL D. IRVING,  
*Sergeant at Arms.*

### COMMUNICATION FROM CENTRAL OREGON OFFICE DIRECTOR, THE HONORABLE GREG WALDEN, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from Nick Strader, Central Oregon Office Director, the Honorable GREG WALDEN, Member of Congress:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
January 24, 2012.

Hon. JOHN A. BOEHNER,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a subpoena, issued by the Circuit Court for the County of Deschutes, Oregon, for witness testimony.

□ 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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After consultation with the Office of General Counsel, I will determine whether compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

NICK STRADER,  
Central Oregon Office Director.

#### 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, January 26, 2012.

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 January 26, 2012 at 5:50 p.m.:

That the Senate passed S. 2039.

With best wishes, I am  
Sincerely,

KAREN L. HAAS.

#### 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, January 26, 2012.

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 January 26, 2012 at 5:18 p.m.:

That the Senate passed without amendment H.R. 3800.

That the Senate passed without amendment H.R. 3801.

With best wishes, I am  
Sincerely,

KAREN L. HAAS.

#### SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2039. An act to allow a State or local government to construct levees on certain properties otherwise designated as open space lands; to the Committee on Transportation and Infrastructure.

#### 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 11 o'clock and 5 minutes a.m.), under its previous order, the House adjourned until Tuesday, January 31, 2012, at noon.

#### EXECUTIVE COMMUNICATIONS, ETC.

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

4721. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Highly Erodible Land and Wetland Conservation (RIN: 0560-AH97) received January 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4722. A letter from the Attorney, Office of the General Counsel, Consumer Financial Protection Bureau, transmitting the Bureau's final rule — Home Mortgage Disclosure (Regulation C) [Docket No.: CFPB-2011-0020] (RIN: 3170-AA06) received January 3, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4723. A letter from the Attorney, Office of the General Counsel, Consumer Financial Protection Bureau, transmitting the Bureau's final rule — Interstate Land Sales Registration Program (Regulations J, K, and L) [Docket No.: CFPB-2011-0025] (RIN: 3170-AA06) received January 3, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4724. A letter from the Attorney, Office of the General Counsel, Consumer Financial Protection Bureau, transmitting the Bureau's final rule — Privacy of Consumer Financial Information (Regulation P) [Docket No.: CFPB-2011-0028] (RIN: 3170-AA06) received January 3, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4725. A letter from the Attorney, Office of the General Counsel, Consumer Financial Protection Bureau, transmitting the Bureau's final rule — Fair Credit Reporting (Regulation V) [Docket No.: CFPB-2011-0029] (RIN: 3170-AA06) received January 3, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4726. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Remittance Transfers (RIN: 3133-AD94) received January 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4727. A letter from the Program Manager, Department of Health and Human Services, transmitting the Department's "Major" final rule — Administrative Simplification: Adoption of Standards for Health Care Electronic Funds Transfers (EFTs) and Remittance Advice [CMS-0024-IFC] (RIN: 0938-AQ11) received January 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4728. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Attendance at NRC Staff-Sponsored Meetings [DT-11-23] received January 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4729. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Export and Reexport License Requirements for Certain Microwave and Millimeter Wave Electronic Components [Docket No.: 110825537-1539-02] (RIN: 0694-AF38) received January 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

4730. A letter from the Assistant Director of Policy, Department of the Treasury, transmitting the Department's final rule — Reporting, Procedures and Penalties Regulations; Transnational Criminal Organizations Sanctions received January 6, 2012, pursuant

to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

4731. A communication from the President of the United States, transmitting a notification of a Special Forces Operation; (H. Doc. No. 112—83); to the Committee on Foreign Affairs and ordered to be printed.

#### 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. ISSA: Committee on Oversight and Government Reform. S. 300. An act to prevent abuse of Government charge cards (Rept. 112-376 Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

#### DISCHARGE OF COMMITTEE

Pursuant to clause 2 of rule XIII, the Committee on Armed Services discharged from further consideration. S. 300 referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

#### 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. HALL (for himself and Mr. SMITH of Texas):

H.R. 3833. A bill to reauthorize surface transportation research programs, and for other purposes; to the Committee on Science, Space, and Technology, and in addition to the Committee on Transportation and Infrastructure, 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. HALL (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BROOKS, Mr. LIPINSKI, Mrs. BIGGERT, and Mr. LUJAN):

H.R. 3834. A bill to amend the High-Performance Computing Act of 1991 to authorize activities for support of networking and information technology research, and for other purposes; to the Committee on Science, Space, and Technology.

By Mr. DUFFY:

H.R. 3835. A bill to extend the pay limitation for Members of Congress and Federal employees; to the Committee on Oversight and Government Reform, and in addition to the Committee on House Administration, 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 Ms. HAHN:

H.R. 3836. A bill to amend the Small Business Act to make permanent the Small Loan Advantage program, and for other purposes; to the Committee on Small Business.

By Ms. HAHN:

H.R. 3837. A bill to provide funds to each State to cover all the costs to repair or reconstruct a bridge determined by the Federal Highway Administration to be structurally deficient; to the Committee on Transportation and Infrastructure.

By Ms. HAHN:

H.R. 3838. A bill to authorize the Secretary of Transportation to establish a program to make grants to ports to enable ports to employ high school students during the summer; to the Committee on Transportation and Infrastructure.

By Ms. ROS-LEHTINEN (for herself, Mr. BERMAN, Mr. BURTON of Indiana, Mr. MEEKS, Mr. MACK, Mr. SIRES, Mr. DIAZ-BALART, Mr. RIVERA, and Mr. ENGEL):

H. Con. Res. 97. Concurrent resolution expressing the sense of Congress in honor of the life and legacy of Vaclav Havel; to the Committee on Foreign Affairs.

By Mr. McDERMOTT (for himself, Mr. DICKS, Mr. REICHERT, Mr. SMITH of Washington, and Mr. INSLEE):

H. Res. 530. A resolution honoring the Northwest Kidney Centers on its 50th anniversary; to the Committee on Energy and Commerce.

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. HALL:

H.R. 3833.

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

Article I, Section 8, Clause 3 “To regulate commerce with foreign Nations, and among the several States, and with the Indian Tribes;” and Article I, Section 8, Clause 18 “To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Officer thereof.”

By Mr. HALL:

H.R. 3834.

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

Article I, Section 8, Clause 3 “To regulate commerce with foreign Nations, and among the several States, and with the Indian Tribes;” and Article I, Section 8, Clause 18 “To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Officer thereof.”

By Mr. DUFFY:

H.R. 3835.

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

Article I, Section 8, Clause 18  
To make all Laws which shall be necessary and proper for carrying into Execution the

foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Officer thereof.

By Ms. HAHN:

H.R. 3836.

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

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, Clauses 1 and 18 of the United States Constitution.

By Ms. HAHN:

H.R. 3837.

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

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, Clauses 1 and 18 of the United States Constitution.

By Ms. HAHN:

H.R. 3838.

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

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, Clauses 1 and 18 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. 85: Ms. KAPTUR.
- H.R. 88: Mr. WALSH of Illinois.
- H.R. 104: Mr. NUGENT, Mr. SULLIVAN, and Mr. PETERS.
- H.R. 675: Ms. HIRONO.
- H.R. 875: Mr. JOHNSON of Ohio.
- H.R. 904: Mr. MANZULLO.
- H.R. 1006: Mr. SHERMAN.
- H.R. 1063: Mr. LOEBACK and Ms. HIRONO.
- H.R. 1175: Mr. SENSENBRENNER.
- H.R. 1193: Mr. MURPHY of Connecticut and Mr. GRIMM.
- H.R. 1386: Mr. CRITZ.
- H.R. 1513: Mr. CARNAHAN, Mr. SIRES, Ms. WILSON of Florida, and Mr. BACA.
- H.R. 1639: Mr. STIVERS and Mr. AUSTRIA.
- H.R. 1648: Mr. FRANK of Massachusetts.
- H.R. 1744: Mr. ROGERS of Alabama and Mr. SHUSTER.
- H.R. 1842: Mr. CARSON of Indiana and Mr. MORAN.
- H.R. 1895: Mr. GRIJALVA.
- H.R. 2168: Mr. FILNER.
- H.R. 2241: Mr. STARK.
- H.R. 2437: Mr. PLATTS.
- H.R. 2468: Mr. HARRIS.
- H.R. 2492: Ms. ROYBAL-ALLARD.
- H.R. 2499: Mr. LATOURETTE.
- H.R. 2524: Mr. FATTAH.

H.R. 2529: Mr. DAVIS of Kentucky and Mr. GERLACH.

H.R. 2794: Mr. GALLEGLY and Mr. GENE GREEN of Texas.

H.R. 2866: Mr. McCOTTER.

H.R. 2969: Mr. LUJÁN.

H.R. 2970: Mr. REYES.

H.R. 2982: Mr. OLVER.

H.R. 3200: Mr. GRIMM, Mr. HINOJOSA, Mr. ANDREWS, and Ms. BASS of California.

H.R. 3207: Mr. MURPHY of Pennsylvania and Mr. SESSIONS.

H.R. 3269: Mr. MEEHAN, Mr. MCKINLEY, Mr. AMODEI, and Ms. BUERKLE.

H.R. 3307: Mr. RENACCI and Mr. POLIS.

H.R. 3399: Mr. THOMPSON of Pennsylvania.

H.R. 3480: Mr. SCHOCK.

H.R. 3504: Ms. FOX.

H.R. 3522: Mr. JONES, Mr. TOWNS, and Mr. ISRAEL.

H.R. 3541: Mr. KINGSTON and Mr. AUSTIN SCOTT of Georgia.

H.R. 3551: Mr. PETRI.

H.R. 3573: Ms. SCHAKOWSKY.

H.R. 3580: Mr. MANZULLO.

H.R. 3582: Mr. STIVERS, Mr. FLAKE, Mr. BONNER, Mrs. BLACK, Mr. TIBERI, Mr. HULTGREN, Mr. MCKINLEY, Mr. HARPER, Mr. AUSTIN SCOTT of Georgia, Mr. RIVERA, Mr. GIBSON, Mr. AUSTRIA, Mr. JOHNSON of Ohio, Mr. CRAVAACK, Mr. GINGREY of Georgia, Mr. GRAVES of Georgia, and Mr. BARLETTA.

H.R. 3590: Mr. HINCHEY.

H.R. 3612: Mr. AUSTIN SCOTT of Georgia, Mr. JONES, and Mr. CARTER.

H.R. 3618: Ms. CHU and Mr. SMITH of Washington.

H.R. 3670: Ms. HIRONO.

H.R. 3676: Mr. SIMPSON.

H.R. 3704: Mr. OLVER.

H.R. 3769: Mr. HANNA and Mr. WELCH.

H.R. 3770: Mr. FINCHER, Mr. RIBBLE, and Mr. AUSTIN SCOTT of Georgia.

H.R. 3785: Mr. DUNCAN of Tennessee.

H.R. 3803: Mr. NEUGEBAUER, Mr. RIBBLE, Mr. MCINTYRE, and Mr. JOHNSON of Ohio.

H.R. 3805: Mr. AUSTIN SCOTT of Georgia.

H.R. 3811: Mr. HALL, Mr. ROSS of Florida, Mr. GOODLATTE, Mr. SAM JOHNSON of Texas, Mr. GOHMERT, Mr. BROOKS, Mr. CHAFFETZ, Mr. LANDRY, Mr. CARTER, Mr. THORNBERRY, Mr. GRIMM, Mr. BURTON of Indiana, Mr. CONAWAY, Mr. PLATTS, Mr. BURGESS, Mr. ROE of Tennessee, Mr. ROONEY, Mrs. BLACK, Mrs. HARTZLER, Mr. COLE, and Mr. SMITH of Texas.

H. Res. 130: Ms. LEE of California.

H. Res. 134: Mr. STIVERS.

H. Res. 480: Mr. GUTHRIE.

H. Res. 524: Mr. BURTON of Indiana, Mr. KISSELL, Mr. PLATTS, Mr. MCINTYRE, and Mr. WEST.

H. Res. 528: Mr. JONES.