

And that's just the way it is.

CONGRESS OF THE UNITED STATES,  
Washington, DC, January 15, 2009.

Hon. GEORGE W. BUSH,  
The White House,  
Washington, D.C.

DEAR PRESIDENT BUSH: As Members of the Texas Congressional Delegation, we are writing to ask for your personal intervention to commute the sentences of United States Border Patrol Agents Ignacio Ramos and Jose Compean.

As you are aware, these two agents were prosecuted and convicted for shooting an illegal immigrant drug smuggler in Texas near the border with Mexico and were each sentenced to over 10 years in prison. Ramos and Compean have been incarcerated since January 2007 and in that time, Ramos has been assaulted in prison and both men have been placed in solitary confinement because of the danger they face as a result of their law enforcement backgrounds.

Many of us have written to you over the past few years with concerns about this case, and as your administration comes to an end, we respectfully request that you use the exclusive authority given to you under Article II, Section 2 of the Constitution. We appeal to your good reason and sound judgment as fellow Texans and ask that you correct this injustice by commuting the sentences of U.S. Border Patrol agents Ignacio Ramos and Jose Compean.

Sincerely,

John Culberson, John Cornyn, Kay Bailey Hutchison, Michael McCaul, Kenny Marchant, Kevin Brady, Pete Olson, Pete Sessions, Ralph Hall, John Carter, Bill Archer, and Kay Granger.

Ted Poe, Louie Gohmert, Gene Green, Lamar Smith, Sam Johnson, Henry Bonica, Mac Thornberry, Michael Burgess, Michael Conaway, Randy Neugebauer, and Jeb Hensarling.

Eddie Bernice Johnson, Chet Edwards, Solomon Ortiz, Sam Johnson, Joe Barton, Henry Cuellar, Rubén Hinojosa, Sheila Jackson-Lee, Ciro Rodriguez, and Al Green.

#### AGREEMENT ON MUTUAL FISHERIES RELATIONS—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Natural Resources:

*To the Congress of the United States:*

In accordance with the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*), I transmit herewith an Agreement between the Government of the United States of America and the Government of the Russian Federation Extending the Agreement Between the Government of the United States and the Government of the Russian Federation on Mutual Fisheries Relations of May 31, 1988, with annex, as extended (the "Mutual Fisheries Agreement"). The present Agreement, which was effected by an exchange of notes in Moscow on March 28, 2008, and September 19, 2008, extends the Mutual Fisheries Agreement until December 31, 2013.

In light of the importance of our fisheries relationship with the Russian

Federation, I urge that the Congress give favorable consideration to this Agreement at an early date.

THE WHITE HOUSE, January 15, 2009.

#### CONTINUATION OF THE NATIONAL EMERGENCY RELATING TO CUBA—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 111-9)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Foreign Affairs and ordered to be printed:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the Federal Register for publication, stating that the national emergency declared with respect to the Government of Cuba's destruction of two unarmed U.S.-registered civilian aircraft in international airspace north of Cuba on February 24, 1996, as amended and expanded on February 26, 2004, is to continue in effect beyond March 1, 2009.

GEORGE W. BUSH.

THE WHITE HOUSE, January 15, 2009.

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. SESSIONS (at the request of Mr. BOEHNER) for today on account of attending a funeral.

#### SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Ms. ROYBAL-ALLARD) to revise and extend their remarks and include extraneous material:)

Mr. CUMMINGS, for 5 minutes, today.

Ms. ROYBAL-ALLARD, for 5 minutes, today.

Ms. WOOLSEY, for 5 minutes, today.

Mr. DEFazio, for 5 minutes, today.

Ms. KAPTUR, for 5 minutes, today.

Mr. SHERMAN, for 5 minutes, today.

Mr. SCHIFF, for 5 minutes, today.

Mr. GEORGE MILLER of California, for 5 minutes, today.

Mr. KUCINICH, for 5 minutes, today.

(The following Members (at the request of Mr. WOLF) to revise and extend their remarks and include extraneous material:)

Mr. POE of Texas, for 5 minutes, January 22.

Mr. JONES, for 5 minutes, January 22.  
Mr. BILIRAKIS, for 5 minutes, today.  
Mr. GOHMERT, for 5 minutes, today.  
Mr. BURTON of Indiana, for 5 minutes, January 21 and 22.

#### ADJOURNMENT

Mr. POE of Texas. Madam Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 3 o'clock and 53 minutes p.m.), under its previous order, the House adjourned until tomorrow, Friday, January 16, 2009, at 4 p.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

115. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the System's final rule — Home Mortgage Disclosure [Regulation C; Docket No. 1341] received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

116. A letter from the Assistant to the Board, Board of the Federal Reserve System, transmitting the System's final rule — Community Reinvestment Act Regulations [Docket ID: OTS-2008-0021] (RIN: 1550-A29) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

117. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's third interim report on an ongoing study of the accuracy and completeness of information contained in consumer reports prepared or maintained by consumer reporting agencies and methods for improving the accuracy and completeness of such information, pursuant to Section 319 of the Fair and Accurate Credit Transactions Act of 2003; to the Committee on Financial Services.

118. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report on the Community Services Block Grant for fiscal year 2006, pursuant to Section 674 of the Community Services Block Grant Act; to the Committee on Education and Labor.

119. A letter from the Deputy Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), a six-month periodic report on the national emergency with respect to North Korea that was declared in Executive Order 13466 of June 26, 2008; to the Committee on Foreign Affairs.

120. A letter from the Deputy Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on Foreign Affairs.

121. A letter from the Deputy Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and

pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to terrorists who threaten to disrupt the Middle East peace process that was declared in Executive Order 12947 of January 23, 1995; to the Committee on Foreign Affairs.

122. A letter from the Executive Secretary, Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

123. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

124. A letter from the Assistant Secretary for Administration and Management, Department of Health and Human Services, transmitting the Department's report on competitive sourcing for fiscal year 2008, pursuant to Public Law 108-199, section 647(b) of Division F; to the Committee on Oversight and Government Reform.

125. A letter from the Chief Financial Officer, Department of Housing and Urban Development, transmitting the Department's report on competitive sourcing efforts for fiscal year 2008, pursuant to Public Law 108-199, section 647(b) of Division F; to the Committee on Oversight and Government Reform.

126. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

127. A letter from the Director, Executive Office of the President Office of National Drug Control Policy, transmitting the Fiscal Year 2007 Performance Summary Report, pursuant to Public Law 105-277, section 705(d) of Division C-Title VII; to the Committee on Oversight and Government Reform.

128. A letter from the Acting Administrator, General Services Administration, transmitting the Administration's report on fiscal year 2008 competitive sourcing efforts, pursuant to Public Law 108-109, section 647(b) of Division F; to the Committee on Oversight and Government Reform.

129. A letter from the Assistant Administrator for Legislative and Intergovernmental Affairs, National Aeronautics and Space Administration, transmitting the Administration's report on fiscal year 2008 competitive sourcing activities, pursuant to Public Law 108-199, section 647(b) of Division F; to the Committee on Oversight and Government Reform.

130. A letter from the Executive Director, Securities and Exchange Commission, transmitting the Commission's fiscal year 2008 Performance and Accountability Report; to the Committee on Oversight and Government Reform.

131. A letter from the Secretary, Smithsonian Institution, transmitting the Institution's report for FY 2008 on competitive sourcing activities, pursuant to Public Law 108-199, section 647(b) of Division F; to the Committee on Oversight and Government Reform.

132. A letter from the Director, Trade and Development Agency, transmitting the Agency's fiscal year 2008 annual report; to the Committee on Oversight and Government Reform.

133. A letter from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea

and Aleutian Islands Management Area [Docket No. 071106673-8011-02] (RIN: 0648-XM17) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

134. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's eighth annual report entitled, "Temporary Assistance For Needy Families Program," pursuant to Title I of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; to the Committee on Ways and Means.

135. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Consolidated Returns; Intercompany Obligations [TD 9442] (RIN: 1545-BA11) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

136. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Revenue Procedure 2009-10 [26 CFR 601.601: Rules and regulations.] received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

137. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Disclosure of Return Information to the Bureau of Economic Analysis [TD 9439] (RIN: 1545-BC93) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

138. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 529 Programs [Notice 2009-1] received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

139. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Calculation of Volume of Alcohol for Fuel Credits; Denaturants [Notice 2009-06] received January 8, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

140. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Revenue Procedure 2009-15 [26 CFR 601.601: Rules and regulations.] received January 8, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

141. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Pre-Filing Agreement (PFA) Program — Extend Rev. Proc. 2007-17 [Rev. Proc. 2009-14] received January 9, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

142. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Revenue Procedure: Areas in which rulings will not be issued; Associate Chief Counsel (International) [Rev. Proc. 2009-7] received January 8, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

143. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Transaction of Interest — Subpart F Income Partnership Blocker [Notice 2009-7] received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

144. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Employer's Annual Federal Tax Return and Modifications to the Deposit Rules [TD 9440] (RIN: 1545-BI39) received January 7, 2009, pur-

suant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

145. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance regarding foreign base company sales income [TD 9438] (RIN: 1545-BI50) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

146. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 482: Methods to Determine Taxable Income in Connection With a Cost Sharing Arrangement [TD 9441] (RIN: 1545-BI46) received January 8, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

147. A letter from the Deputy Director, Office of Regulations, Office of the Commissioner, Social Security Administration, transmitting the Administration's final rule — Clarification of Evidentiary Standard for Determinations and Decisions [Docket No.: SSA-2008-0005] (RIN: 0960-AG75) received January 7, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on 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 Ms. ROS-LEHTINEN (for herself, Mr. MCCOTTER, Mr. MCCAUL, Mr. BURTON of Indiana, Mr. ROYCE, Mr. MARKEY of Massachusetts, and Mr. SHERMAN):

H.R. 547. A bill to amend the Atomic Energy Act of 1954 to require congressional approval of agreements for peaceful nuclear cooperation with foreign countries, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Rules, 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. GARY G. MILLER of California (for himself, Mr. BROWN of South Carolina, Mr. ISRAEL, and Mr. GORDON of Tennessee):

H.R. 548. A bill to assist citizens, public and private institutions, and governments at all levels in planning, interpreting, and protecting sites where historic battles were fought on American soil during the armed conflicts that shaped the growth and development of the United States, and for other purposes; to the Committee on Natural Resources.

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

H.R. 549. A bill to amend the Homeland Security Act of 2002 to establish the Office for Bombing Prevention, to address terrorist explosive threats, and for other purposes; to the Committee on Homeland Security.

By Mr. MANZULLO (for himself and Mr. UPTON):

H.R. 550. A bill to amend the Internal Revenue Code of 1986 to allow individuals and businesses a temporary credit against income tax for the purchase of certain vehicles; to the Committee on Ways and Means.

By Ms. GIFFORDS:

H.R. 551. A bill to authorize the Secretary of the Interior, acting through the Commissioner of Reclamation, to conduct a feasibility study of water augmentation alternatives in the Sierra Vista Subwatershed; to the Committee on Natural Resources.

By Ms. GIFFORDS:

H.R. 552. A bill to amend the National Trails System Act to designate the Arizona