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No. 75

Senate

The Senate was not in session today. Its next meeting will be held on Monday, May 18, 2009, at 2 p.m.

House of Representatives

FRIDAY, MAY 15, 2009

The House met at 1 p.m. and was called to order by the Speaker pro tempore (Ms. EDWARDS of Maryland).

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
May 15, 2009.

I hereby appoint the Honorable DONNA F. EDWARDS to act as Speaker pro tempore on this day.

NANCY PELOSI,
Speaker of the House of Representatives.

PRAYER

Rev. Msgr. Stephen J. Rossetti, St. Luke's Institute, Silver Spring, Maryland, offered the following prayer:

Good and gracious God, each new day is a beginning. Each day is Your gift to us to begin again, to change our lives and our hearts, to strive once more to change the face of this Nation and this Earth.

Each day may we move one step closer to making this world fully alive in Your image, a vision of compassion, love, forgiveness, truth and peace. May we follow Your way, which is the only path to You.

Thank You for the gift of this day, the gift of life, and the final gift of being fully alive in You.

We make this prayer in God's 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 her 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.

MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to the House Amendment with an Amendment; Agreed to the House Amendment to the title of the bill:

S. 386. An act to improve enforcement of mortgage fraud, securities fraud, financial institution fraud, and other frauds related to federal assistance and relief programs, for the recovery of funds lost to these frauds, and for other purposes.

The message also announced that the Senate disagrees to the amendment of the House to the bill (S. 454) "An Act to improve the organization and procedures of the Department of Defense for the acquisition of major weapon systems, and for other purposes," agrees to a conference asked by the House on

the disagreeing votes of the two Houses thereon, and appoints Messrs. LEVIN, KENNEDY, BYRD, LIEBERMAN, REED, AKAKA, NELSON (FL), NELSON (NE), BAYH, WEBB, Mrs. McCASKILL, Mr. UDALL (CO), Mrs. HAGAN, Messrs. BEGICH, BURRIS, MCCAIN, INHOFE, SESSIONS, CHAMBLISS, GRAHAM, THUNE, MARTINEZ, WICKER, BURR, VITTER, and Ms. COLLINS, to be the conferees on the part of the Senate.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 12:30 p.m. on Monday next for morning-hour debate.

There was no objection.

Accordingly (at 1 o'clock and 5 minutes p.m.), under its previous order, the House adjourned until Monday, May 18, 2009, at 12:30 p.m., for morning-hour debate.

EXECUTIVE COMMUNICATIONS, ETC.

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

1841. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to Burma that was declared by Executive Order 13047 of May 20, 1997, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1842. A letter from the Special Inspector General for Afghanistan Reconstruction,

□ 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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transmitting the April 2009 Quarterly Report on reconstruction efforts in Afghanistan, pursuant to Public Law 110-181; to the Committee on Foreign Affairs.

1843. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the System's Semiannual Report to Congress for the six-month period ending March 31, 2009, as required by the Inspector General Act of 1978, as amended; to the Committee on Oversight and Government Reform.

1844. A letter from the Acting Director, Executive Office of the President Office of National Drug Control Policy, transmitting the Office's report entitled, "Fiscal Year 2008 Performance Summary Report and the Fiscal Year 2008 Accounting of Drug Control Funds", pursuant to Public Law 105-277, Div. C-Title VII, section 705(d); to the Committee on Oversight and Government Reform.

1845. A letter from the Acting Architect of the Capitol, Office of the Inspector General, transmitting the Office's Semiannual Report for the period October 1, 2008 through March 31, 2009; to the Committee on Oversight and Government Reform.

1846. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the Department's report for the third quarter of 2008 on settlements by the United States with Nonmonetary Relief Exceeding \$2 Million, pursuant to Public Law 107-273, section 202(a)(1)(c); to the Committee on the Judiciary.

1847. A letter from the Attorney Advisor, Office of Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Waters surrounding Berth 7 at the Port of Oakland, San Francisco Bay, CA [Docket No.: USCG-2009-0278] (RIN: 1625-AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1848. A letter from the Attorney Coast Guard, Office of Regulations and Administrative Law (CG-0943), Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation; Volvo Ocean Race 2009, Nahant, Boston Harbor, Massachusetts. [Docket No.: USCG-2008-1268] (RIN: 1625-AA08) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1849. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Areas: Herbert C. Bonner Bridge, Oregon Inlet, NC [Docket No.: USCG-2009-0225] (RIN: 1625-AA11) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1850. A letter from the Attorney-Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety zone; San Diego Bay, San Diego, CA [Docket No.: USCG-2009-0044] (RIN: 1625-AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1851. A letter from the Attorney — Advisor, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Intracoastal Waterway (ICW), Beach Thorofare, Atlantic City, NJ [USCG-2008-0995] (RIN: 1625-AA09) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1852. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Jordan Bridge Demolition, Elizabeth River, Chesapeake and Portsmouth, VA [Docket No.: USCG-2009-0217] (RIN: 1625-

AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1853. A letter from the Attorney — Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety zone; Sea World Spring Nights; Mission Bay, San Diego, California [Docket No.: USCG-2009-0154] (RIN: 1625-AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1854. A letter from the Attorney, Advisor, Department of Homeland Security, transmitting the Department's final rule — Subject: Safety Zone, Red River, Minnesota [Docket No.: USCG-2009-0240] (RIN: 1625-AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1855. A letter from the Attorney — Advisor, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Keweenaw Waterway, Houghton, MI [Docket No.: USCG-2009-0132] (RIN: 1625-AA09) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1856. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; April to May Naval Underwater Detonation; Northwest Harbor, San Clemente Island, CA [Docket No.: USCG-2009-0222] (RIN: 1625-AA00) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1857. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Amendment to Class E Airspace; Rutland, VT [Docket No.: FAA-2008-1076; Airspace Docket No. 08-ANE-102] received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1858. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No.: FAA-2008-1275; Directorate Identifier 2007-NM-167-AD; Amendment 39-15892; AD 2009-09-06] (RIN: 2120-AA64) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1859. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No.: FAA-2008-1239; Directorate Identifier 2008-NM-131-AD; Amendment 39-15894; AD 2009-09-08] (RIN: 2120-AA64) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1860. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No.: FAA-2008-1327; Directorate Identifier 2008-NM-161-AD; Amendment 39-15859; AD 2009-06-22] (RIN: 2120-AA64) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1861. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Russellville, AL. [Docket No.: FAA-2008-1094; Airspace Docket No. 08-ASO-18] Received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1862. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness

Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No.: FAA-2008-1070; Directorate Identifier 2008-NM-087-AD]; Amendment 39-15893; AD 2009-09-07] (RIN: 2120-AA64) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1863. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Clewiston, FL. [Docket No.: FAA-2008-1168; Airspace Docket No. 08-ASO-19] received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1864. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Special Requirements for Private Use Transport Category Airplanes [Docket No.: FAA-2007-28250, SFAR No. 109] (RIN: 2120-A161) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1865. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class D and E Airspace; Albemarle, NC [Docket No.: FAA-2009-0203; Airspace Docket No. 09-ASO-12] received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1866. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class D and E Airspace; Albemarle, NC [Docket No.: FAA-2009-0203; Airspace Docket No. 09-ASO-12] received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1867. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Communication and Area Navigation Equipment (RNAV) Operations in Remote Locations and Mountainous Terrain [Docket No.: FAA-2002-14002; Amendment Nos. 91-306 and 135-110] (RIN: 2120-AJ46) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1868. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Emission Standards for Turbine Engine Powered Airplanes [Docket No.: FAA-2009-0112; Amendment No. 34-4 (RIN: 2120-AJ41) received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1869. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments [Docket No.: 30663 Amdt. No 3318] received May 11, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1870. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamilton Sundstrand Propellers Model 568F Propellers [Docket No.: FAA-2009-0270; Directorate Identifier 2008-NE-30-AD; Amendment 39-15865; AD 2009-07-06] (RIN: 2120-AA64) received April 29, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1871. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Ten Sleep, WY [Docket No.: FAA-2008-1129; Airspace Docket No. 08-ANM-7] received April 21, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1872. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Ten Sleep, WY [Docket No.: FAA-2008-1129; Airspace Docket No. 08-ANM-7] received April 21, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1873. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of the Atlantic High and San Juan Low Off-shore Airspace Areas; East Coast, United States [Docket No.: FAA-2008-1259; Airspace Docket No. 08-ASO-1] received April 21, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1874. A letter from the FMCSA Regulatory Ombudsman, Department of Transportation, transmitting the Department's final rule — General Jurisdiction Over Freight Forwarder Service [Docket No. FMCSA-1997-2290] (RIN: 2126-AA25) received April 21, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1875. A letter from the Representative Tim Murphy, 18-PA and Representative Neil Abercrombie, 1-HI, transmitting draft legislation for H.R. 2227, the "American Conservation and Clean Energy Independence Act of 2009"; jointly to the Committees on Natural Resources, Oversight and Government Reform, Energy and Commerce, Ways and Means, Science and Technology, Transportation and Infrastructure, Education and Labor, the Budget, Rules, and the Judiciary.

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:

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2352. A bill to amend the Small Business Act, and for other purposes; with an amendment (Rept. 111-112). 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 Ms. JACKSON-LEE of Texas (for herself, Mr. PAYNE, Ms. KILPATRICK of

Michigan, Mr. HOLDEN, Mr. DAVIS of Illinois, and Mr. MEEKS of New York):

H.R. 2450. A bill to require non-Federal prisons and correctional facilities holding Federal prisoners under a contract with the Federal Government to make the same information available to the public that Federal prisons and correctional facilities are required to make available; to the Committee on the Judiciary.

By Mr. FATTAH:

H.R. 2451. A bill to provide for adequate and equitable educational opportunities for students in State public school systems, and for other purposes; to the Committee on Education and Labor.

By Mr. NEAL of Massachusetts (for himself, Mr. TIBERI, Mr. PASCRELL, Mr. DAVIS of Alabama, Ms. BEAN, and Mr. HODES):

H.R. 2452. A bill to amend the Internal Revenue Code of 1986 to allow a 5-year carryback of operating losses, and for other purposes; to the Committee on Ways and Means.

By Mr. DUNCAN (for himself and Mr. WAMP):

H.R. 2453. A bill to provide for a national biological data center, and for other purposes; to the Committee on Natural Resources.

By Mr. WAXMAN (for himself and Mr. MARKEY of Massachusetts):

H.R. 2454. A bill to create clean energy jobs, achieve energy independence, reduce global warming pollution and transition to a clean energy economy; to the Committee on Energy and Commerce, and in addition to the Committees on Foreign Affairs, Financial Services, Education and Labor, Science and Technology, Transportation and Infrastructure, Natural Resources, Agriculture, and Ways and Means, 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. SENSENBRENNER:

H. Res. 449. A resolution of inquiry requesting the President to provide certain documents in his possession to the House of Representatives relating to the Environmental Protection Agency's April proposed finding that greenhouse gas emissions are a danger to public health and welfare; to the Committee on Energy and Commerce.

MEMORIALS

Under clause 4 of Rule XXII, memorials were presented and referred as follows:

48. The SPEAKER presented a memorial of the 61st Legislative Assembly for the State of North Dakota, relative to SENATE CONCURRENT RESOLUTION NO. 4021 urging Congress to recognize the need for United States Department of Agriculture inspection and regulation of horse processing facilities in the United States; to the Committee on Agriculture.

49. Also, a memorial of the 61st Legislative Assembly for the State of North Dakota, relative to SENATE CONCURRENT RESOLUTION NO. 4020 urging Congress to preserve the exemption of hydraulic fracturing from the provisions of the Safe Drinking Water Act and to not enact legislation that removes the exemption for hydraulic fracturing; to the Committee on Energy and Commerce.

50. Also, a memorial of the 61st Legislative Assembly for the State of North Dakota, relative to SENATE CONCURRENT RESOLUTION NO. 4003 expressing support for the development of a balanced national immigration policy and urging Congress to work to develop an immigration policy that protects and preserves the safety and interests of the United States and its citizens while also recognizing the needs of businesses to have a stable and legal supply of workers; to the Committee on the Judiciary.

ADDITIONAL SPONSORS

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

H.R. 1240: Mr. BERRY.

H.R. 1470: Mr. BOREN.

H.R. 1547: Mr. BOREN.

H.R. 1552: Mr. LATTI, Mr. ADLER of New Jersey, and Ms. FUDGE.

H.R. 1585: Mr. COURTNEY.

H.R. 1721: Mr. KILDEE.

H.R. 1925: Mr. PETERSON and Mr. CUMMINGS.

H.R. 2017: Mr. MCGOVERN, Mr. CALVERT, and Mr. ROTHMAN of New Jersey.

H.R. 2256: Mr. JOHNSON of Illinois, Mr. ENGEL, Mr. WILSON of Ohio, and Ms. BERKLEY.

H.R. 2294: Mr. CRENSHAW and Mr. COFFMAN of Colorado.

H.R. 2329: Mr. PIERLUISI and Mr. CUMMINGS.

H.R. 2389: Mr. SOUDER.

H.R. 2409: Mr. THOMPSON of Pennsylvania, Mr. ROSS, and Mr. KING of Iowa.

H.R. 2443: Mr. UPTON.

H. Res. 57: Ms. LEE of California.

H. Res. 331: Mr. SCHIFF.