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House of Representatives

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. PERLMUTTER) at 3 o'clock and 47 minutes a.m.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 2454, AMERICAN CLEAN ENERGY AND SECURITY ACT OF 2009

Mr. POLIS, from the Committee on Rules, submitted a privileged report (Rept. No. 111-185) on the resolution (H. Res. 587) providing for consideration of the bill (H.R. 2454) to create clean energy jobs, achieve energy independence, reduce global warming pollution and transition to a clean energy economy, which was referred to the House Calendar and ordered to be printed.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. HASTINGS of Florida (at the request of Mr. HOYER) for today after 3 p.m. and the balance of the week on account of official business.

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. WOOLSEY) to revise and extend their remarks and include extraneous material:)

Ms. WOOLSEY, for 5 minutes, today.

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

Mr. SPRATT, for 5 minutes, today.

Mr. BRADY of Pennsylvania, for 5 minutes, today.

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

Mr. McCOTTER, for 5 minutes, today and June 26.

Mr. MCCLINTOCK, for 5 minutes, today.

SENATE BILL AND CONCURRENT RESOLUTION

A bill and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 1358. An act to authorize the Director of the United States Patent and Trademark Office to use funds made available under the Trademark Act of 1946 for patent operations in order to avoid furloughs and reductions-in-force; to the Committee on the Judiciary.

S. Con. Res. 29. Concurrent resolution expressing the sense of Congress that John Arthur "Jack" Johnson should receive a posthumous pardon for the racially motivated conviction in 1913 that diminished the athletic, cultural, and historic significance of Jack Johnson and unduly tarnished his reputation; to the Committee on the Judiciary.

ADJOURNMENT

Mr. POLIS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 3 o'clock and 48 minutes a.m.), the House adjourned until today, Friday, June 26, 2009, at 9 a.m.

EXECUTIVE COMMUNICATIONS, ETC.

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

2429. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Conflicts of Interest in Self-Regulation and Self-Regulatory Organizations (RIN: 3038-AC28) received June 22, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2430. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Confidential Information and Commission Records and Information (RIN: 3038-AC44) received June 22, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2431. A letter from the Co-Chairs, Commission on Wartime Contracting in Iraq and Afghanistan, transmitting the Commission's Interim Report, pursuant to Public Law 110-181, section 841; to the Committee on Armed Services.

2432. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting a certification on the review of the E-2D Advanced Hawkeye (AHE) program, pursuant to 10 U.S.C. 2433a; to the Committee on Armed Services.

2433. A letter from the Chief, Congressional Inquiries Division Office of Legislative Liaison, Department of the Air Force, transmitting notification that the Department reached a performance and final decision on the public-private competition affecting the Central Heat Plant Function, 341st Space Wing, Malmstrom Air Force Base, Montana, on May 21, 2009; to the Committee on Armed Services.

2434. A letter from the Assistant Secretary, Department of the Treasury, transmitting the Department's annual report on material violations or suspected material violations of regulations relating to Treasury auctions and other Treasury securities offerings during the period January 1, 2008 through December 31, 2008, pursuant to Public Law 103-202, section 202; to the Committee on Financial Services.

2435. A letter from the Chairman, Federal Reserve System, transmitting the System's 95th Annual Report covering operations for calendar year 2008; to the Committee on Financial Services.

2436. A letter from the Secretary, Department of Education, transmitting the Department's final rule — Student Assistance General Provisions; Teacher Education Assistance for College and Higher Education (TEACH) Grant Program; Federal Pell Grant Program; Academic Competitiveness Grant Program and National Science and Mathematics Access To Retain Talent Grant Program [Docket ID: ED-2009-OPE-0001] (RIN: 1840-AC96) received June 22, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2437. A letter from the Acting Director, Office of Standards, Regulations, and

□ 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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Variances, Department of Labor, transmitting the Department's final rule — Mine Rescue Teams (RIN: 1219-AB66) received June 22, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2438. A letter from the President and Chief Executive Officer, Corporation for Public Broadcasting, transmitting the Corporation's 2008 annual report on the provision of services to minority and diverse audiences by public broadcasting entities and public telecommunication entities, pursuant to 47 U.S.C. 396(m)(2); to the Committee on Energy and Commerce.

2439. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting the Commission's report entitled, "A National Assessment of Demand Response Potential", pursuant to Section 529(a) of the Energy Independence and Security Act of 2007; to the Committee on Energy and Commerce.

2440. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: Standardized NUHOMS System Revision 10 [NRC-2009-0162] (RIN: 3150-AI62) received June 22, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2441. A letter from the Assistant Secretary Legislative Affairs, Department of State, transmitting the ninth annual Trafficking in Persons Report, pursuant to Public Law 106-386, section 110; to the Committee on Foreign Affairs.

2442. A letter from the Performing the Duties of the Under Secretary of Defense (Personnel and Readiness), Department of Defense, transmitting the Department's compilation of Fiscal Year 2008 reports regarding implementation of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 as required by Title II of the Act and by regulation of the Office of Personnel Management at Title 5, CFR, Part 724.302; to the Committee on Oversight and Government Reform.

2443. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Indianapolis, transmitting the Bank's 2008 Statement on the System of Internal Controls, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2444. A letter from the Inspector General, Office of Inspector General, U.S. House of Representatives, transmitting a report entitled, "Audit Report — Improvements are Needed to the House In and Out Processing Procedures (Report No. 09-HOC-11); to the Committee on House Administration.

2445. A letter from the Secretary, Department of Commerce, transmitting a determination that, for the West Coast salmon fisheries, the fishery resource disaster under Section 308(d) of the Interjurisdictional Fisheries Act and the commercial fishery failure under Section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act, originally determined on May 1, 2008, continue in 2009 due to continued low returns of Sacramento River fall Chinook; to the Committee on Natural Resources.

2446. A letter from the Secretary, Department of the Interior, transmitting notification that the Department has recently accepted a gift of \$1,450,000 from the Resources Legacy Fund Foundation and will use such funds to acquire, for the amount of the approved appraised value, a 73-acre tract of land located within Point Reyes National Seashore and adjacent to that portion of the National Seashore that has been designated by the Act of July 19, 1985 (16 U.S.C. 1132) as the Phillip Burton Wilderness, pursuant to 16 U.S.C. 1135, section 6; to the Committee on Natural Resources.

2447. A letter from the Secretary, Department of Commerce, transmitting the Department's biennial report regarding the activities of the National Oceanic and Atmospheric Administration's Chesapeake Bay Office activities during fiscal years 2007 and 2008, pursuant to Public Law 107-372; to the Committee on Natural Resources.

2448. A letter from the Attorney General, Department of Justice, transmitting notification that the Department has determined not to file a petition for a writ of certiorari in *Doe v. Holder*, 549 F.3d 861 (2d Cir. 2008); to the Committee on the Judiciary.

2449. A letter from the Assistant Attorney General, Department of Justice, transmitting the Department's First Quarter Report for 2009 on Settlements by the United States with Nonmonetary Relief Exceeding Three Years and Settlements Against the United States Exceeding \$2 Million, pursuant to Public Law 107-273, section 202(a)(1)(c); to the Committee on the Judiciary.

2450. A letter from the Secretary, Department of Transportation, transmitting a letter regarding the plans and potential for high-speed rail, and notification on reviewing applications using a transparent merit-based process; to the Committee on Transportation and Infrastructure.

2451. A letter from the Director, National Science Foundation, transmitting the Foundation's report on their support of basic research that can be considered high-risk, high reward that: meets fundamental technological or scientific challenges, involves multidisciplinary work, and involves a high degree of novelty, pursuant to Public Law 110-69, section 1008(c); to the Committee on Science and Technology.

2452. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Qualified Plug-in Electric Vehicle Credit [Notice 2009-54] received June 15, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2453. A letter from the chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Update for Weighted Average Interest Rates, Yield Curves, and Segment Rates [Notice 2009-56] received June 17, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2454. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Procedures for Treating Intercompany Transactions on a Separate Entity Basis Under Treas. Reg. Section 1.1502-13(E)(3) (Rev. Proc. 2009-31) received June 17, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2455. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Election of Investment Tax Credit in Lieu of Production Tax Credit; Coordination with Department of Treasury Grants for Specified Energy Property in Lieu of Tax Credits [Notice 2009-52] received June 12, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2456. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Section 7874 Regarding Surrogate Foreign Corporations [TD 9453] (RIN: 1545-B181) received June 12, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2457. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Application of Separate Limitations to Dividends from Noncontrolled Section 902 Corporations [TD 9452] (RIN: 1545-BB28) received

June 12, 2009, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2458. A letter from the Assistant Secretary Bureau of Legislative Affairs, Department of State, transmitting a certification under Section 609(b) of Public Law 101-162 Regarding the Incidental Capture of Sea Turtles in Commercial Shrimping Operations; jointly to the Committees on Natural Resources and Appropriations.

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:

[Filed on June 26 (Legislative day of June 25), 2009]

Ms. MATSUI: Committee on Rules. House Resolution 587. Resolution providing for consideration of the bill (H.R. 2454) to create clean energy jobs, achieve energy independence, reduce global warming pollution and transition to a clean energy economy (Rept. 111-185). Referred to the House Calendar.

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. LEWIS of Georgia (for himself and Mr. SENSENBRENNER):

H.R. 3035. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts received on account of claims based on certain unlawful discrimination and to allow income averaging for backpay and frontpay awards received on account of such claims, and for other purposes; to the Committee on Ways and Means.

By Mr. JONES:

H.R. 3036. A bill to direct the Secretary of Defense to determine and disclose the costs incurred in taking a Member, officer, or employee of Congress on a trip outside the United States so that such costs may be included in any report the Member, officer, or employee is required to file with respect to the trip under applicable law or rules of the House of Representatives or Senate; to the Committee on Armed Services, 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 Mr. CLEAVER:

H.R. 3037. A bill to require the Secretary of Education to establish a pilot program to award grants to State and local educational agencies to develop financial literacy programs in elementary and secondary schools, and for other purposes; to the Committee on Education and Labor.

By Mr. McDERMOTT:

H.R. 3038. A bill to amend the Civil Rights Act of 1991 with respect to the application of such Act; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, 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. McDERMOTT (for himself and Mr. BILBRAY):

H.R. 3039. A bill to provide for preferential duty treatment to certain apparel articles of the Philippines; to the Committee on Ways and Means.