

Lamborn	Neugebauer	Schock
Lee (NY)	Rogers (KY)	Shadegg
Luetkemeyer	Rohrabacher	Westmoreland
McHenry	Scalise	Wilson (SC)
Myrick	Schmidt	Young (AK)

NOT VOTING—24

Andrews	Davis (AL)	Kilpatrick (MI)
Baird	Edwards (TX)	Maloney
Barrett (SC)	Ehlers	McClintock
Becerra	Frank (MA)	Petri
Boren	Graves	Rogers (AL)
Brown, Corrine	Gutierrez	Ryan (WI)
Brown-Waite,	Hoekstra	Scott (VA)
Ginny	Jackson Lee	Towns
Conyers	(TX)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 1843

Mr. LAMBORN changed his vote from “aye” to “no.”

So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Ms. KILPATRICK of Michigan. Madam Speaker, I was unable to attend to several votes today. Had I been present, I would have voted “aye” on final passage of H. Res. 1347, “aye” on final passage of H. Res. 1385; “aye” on final passage of H. Res. 1316, and “aye” on final passage of H. Res. 1169.

PERSONAL EXPLANATION

Mr. CONYERS. Madam Speaker, on May 26, 2010, I was called away on personal business. I regret that I was not present to vote for H. Res. 1347, H. Res. 1385, H. Res. 1316 and H. Res. 1169. Had I been present, I would have cast a “yea” on all of these votes.

PERMISSION TO FILE SUPPLEMENTAL REPORT ON H.R. 5136, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2011

Mr. MARSHALL. Madam Speaker, I ask unanimous consent that the Committee on Armed Services be authorized to file a supplemental report on the bill, H.R. 5136.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.

ELECTING A MEMBER TO CERTAIN STANDING COMMITTEES OF THE HOUSE OF REPRESENTATIVES

Ms. ZOE LOFGREN of California. Madam Speaker, by direction of the Democratic Caucus, I offer a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 1397

Resolved, That the following named Member be and is hereby elected to the following

standing committees of the House of Representatives:

(1) COMMITTEE ON ARMED SERVICES.—Mr. Critz (to rank immediately after Mr. Garamendi).

(2) COMMITTEE ON SMALL BUSINESS.—Mr. Critz (to rank immediately after Mr. Nye).

Ms. ZOE LOFGREN of California (during the reading). Madam Speaker, I ask unanimous consent that the resolution be considered as read and printed in the RECORD.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

The resolution was agreed to.

A motion to reconsider was laid on the table.

AMERICANS DESERVE ACCESS TO PUBLIC LANDS

(Mr. HASTINGS of Washington asked and was given permission to address the House for 1 minute.)

Mr. HASTINGS of Washington. Madam Speaker, millions of acres across our Nation are owned by the Federal Government, including national parks, forests, monuments, wilderness areas, and other lands. These lands belong to the American people and should be accessible to the public to enjoy.

The Hanford Reach National Monument located in my hometown includes Rattlesnake Mountain. I've been to the summit of Rattlesnake Mountain, and it provides unparalleled views of the Monument, Hanford, and the Columbia River, and everybody should have an opportunity to appreciate that.

I'm introducing legislation that would ensure public access to the summit of Rattlesnake Mountain. My bill simply is about making sure that land owned by the American people is accessible to the entire Tri-Cities community—not something to be admired from afar and from behind a fence. Recognizing that people are allowed to go to the top of Mount Rainier, there is no reason why safe and regular access to the summit of Rattlesnake Mountain for the general public cannot and should not be provided.

ON THE PASSING OF JUDGE EDWARD DAVIS

(Mr. HASTINGS of Florida asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. HASTINGS of Florida. Mr. Speaker, yesterday a giant in South Florida passed away. He was a dear friend of mine, Judge Edward Davis, and a dear friend of all in America that are in the constant quest for justice. I have not had an opportunity to speak with his wife Patricia, but I did mention briefly last night that I offer she and the family my most sincere condolences.

I intend at the appropriate time in the CONGRESSIONAL RECORD to com-

memorate Ed—and we call him Ned—by referring to the awesome career that he had and the significant number of undertakings that he put forward either as a lawyer or as a judge or as a citizen in Miami, Dade County, and throughout Florida and this Nation on behalf of the Southern District of Florida.

He will be sorely missed. He was an extremely tall and giant of a man with as big a heart as was the fact that he was tall. I will sorely miss him. The Southern District of Florida and all of their judges; Judge James Lawrence King and he were good friends. Ned and I went on the bench together at the same time, and it hurts me and it hurts our community that he is gone.

That said, Mr. Speaker, I will commemorate his memory more appropriately as time progresses.

NATIONAL MEDIA IGNORE PRESIDENT'S LOWEST-EVER APPROVAL RATING

(Mr. SMITH of Texas asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. SMITH of Texas. Mr. Speaker, President Obama's approval rating hit a new low this week according to a Rasmussen public opinion poll. Just 42 percent of Americans approve of the President's job performance. By a margin of almost 2-1, more Americans strongly disapprove of the President rather than strongly approve and fewer than half of those in the President's own party strongly approve of his job performance.

Not surprisingly, the national media have mostly ignored these results. The New York Times, The Washington Post, The Los Angeles Times, and USA Today—among many others—failed to mention the Rasmussen poll. In contrast, during former President George W. Bush's administration, the national media frequently reported polls showing any falling approval rating.

The national media should report the facts, not practice double standards.

RENEWABLE ENERGY AND ENERGY EFFICIENCY EXPO AND FORUM

(Mr. TONKO asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. TONKO. Mr. Speaker, I rise today to discuss the 13th annual Congressional Renewable Energy and Energy Efficiency Expo and Forum that is slated to take place tomorrow. The topic of this expo is especially timely. Last year, China invested \$34.6 billion in clean energy while the United States invested \$18.6 billion, a distant second. We have an energy problem, and we need to address it.

At this forum, there are over 50 businesses, clean energy trade associations, government agencies, and energy policy research organizations that will be

showcasing their technologies. On efficiency: We should drill and mine energy efficiency the way we are so glut-tionously dependent on drilling for oil and mining for coal. On renewable energy: We should invest in sustainable energy and new technologies to build our energy independence and to once again create American manufacturing jobs.

I ask my colleagues to join me in welcoming this year's participants at the expo and encourage my colleagues to stop by the Cannon Caucus Room to see the exhibits.

TIME TO MAKE A PERMANENT FIX TO THE MEDICARE PAYMENT FORMULA

(Mr. BURGESS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. BURGESS. Mr. Speaker, we find ourselves up against another deadline for the so-called "doc fix," and this happens because this Congress lacks the courage to solve the problem. The fact is, Mr. Speaker, the longer we put off doing a permanent fix, the more expensive it gets. If the problem had been fixed 5 years ago, it would have cost \$49 billion.

Here is an ad that the AMA has been running in some of the papers here on Capitol Hill. The cost to fix the bill now is \$210 billion, but if we wait 3 years, it almost doubles to \$396 billion and then balloons to half a trillion dollars in 5 years.

But there is a better way. H.R. 3693 would make a permanent fix to the formula Medicare uses to determine payments to doctors, and it's critical for our patients because patients cannot get access to a Medicare physician because, consider this, Medicare physician payment rates are about where they were in 2001. Medical practice costs have increased more than 20 percent. What's worse, the current fee pays doctors less each year for performing the same procedures.

I urge the Congress to pass a reasonable Medicare physician fix. The time has come and gone.

FINANCIAL GAMES

(Mr. GARAMENDI asked and was given permission to address the House for 1 minute.)

Mr. GARAMENDI. Mr. Speaker, I'm astounded. I'm astounded with what I just heard. This is a problem that was actually created nearly a decade ago by the Republicans as they were playing financial games. And to stand here on the floor and say this has to be fixed now, yes, indeed it does, but indeed it is the Republican Party that has prevented us from fixing it. That's going on right now as the negotiations take place on the American Jobs Act and corporate tax loophole closing—closing the tax loopholes on corporations that are in fact shipping jobs offshore.

I would ask the Republicans in this House to stand with us and do a permanent fix. It can be done. But it's not going to be easy. We need to raise the tax revenue. A good place to raise it is from those corporations that are shifting jobs offshore.

NATIONAL GUARD SENT TO BORDER OR MAYBE NOT

(Mr. POE of Texas asked and was given permission to address the House for 1 minute.)

Mr. POE of Texas. Mr. Speaker, the administration announced they're deploying 1,200 National Guard troops to the border. That sounds mighty good, but not so fast.

It appears troops aren't really going to the border. It seems they're sending the National Guard troops 20 miles behind the border to do computer support work. Well, we can hire a Geek Squad to do that. The National Guard troops need to be on the border and they need to be armed so they can defend themselves. And they need realistic rules of engagement.

One border patrol official said that sending unarmed National Guard troops to the border amounts to the border patrol guarding the National Guard. Our current border philosophy is to try to capture people when they cross the border. Once they've crossed, if we capture them, then we have to deal with the consequences—like deportations, prosecutions, drug gangs in our jails, et cetera. Why are we letting illegals cross in the first place?

It seems to me we need boots on the border, not 20 miles behind the border guarding computers.

And that's just the way it is.

BUY AMERICA

(Mr. MURPHY of Connecticut asked and was given permission to address the House for 1 minute.)

Mr. MURPHY of Connecticut. Mr. Speaker, in the last year of the Bush administration, the Department of Defense, under President Bush, authorized a 450 percent increase in the number of waivers we grant to this Nation's Buy America law, allowing in just 1 year thousands of American jobs to be sent overseas using U.S. taxpayer dollars.

We have the defense reauthorization bill on the floor this week, and we have a chance to say no more, that one of the best ways to grow our domestic economy is to make sure that our own U.S. taxpayer dollars, 70 percent of which are used with respect to U.S. procurement on defense items, stay right here in this country.

The stimulus bill is working. It's creating American jobs. But without spending one dime more of American money, we can stop this trend of more and more waivers being granted to the Buy America laws and apply U.S. taxpayer dollars to create U.S. jobs.

SPECIAL ORDERS

The SPEAKER pro tempore (Mr. POLIS). Under the Speaker's announced policy of January 6, 2009, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

SENIORS' BILL OF RIGHTS

The SPEAKER pro tempore. Under a previous order of the House, the gentlewoman from California (Ms. LINDA T. SANCHEZ) is recognized for 5 minutes.

Ms. LINDA T. SANCHEZ of California. Mr. Speaker, I rise today to speak about an issue of concern to seniors in my district and around the country. I'm proud to support the Seniors' Bill of Rights crafted by the Democrats' Seniors Task Force, and am committed to its goals. These goals include helping seniors achieve financial security by staying in their homes, finding jobs, and receiving quality, affordable health care.

Our seniors made this country what it is today—fighting overseas for our freedom, serving as the backbone for an economic boom in the post-war years, and providing critical leadership in our communities.

Today, I want to address a fundamental flaw in the Social Security system that I want to correct in the coming weeks: Social Security disability fraud. We are all aware of the disability backlog and the steps Congress is taking to reduce it. Due to dedicated oversight and strong action since the Democrats took back the majority in Congress, the backlog is being reduced. What is less commonly known is that some disability insurers are purposely adding to this backlog.

□ 1900

They have forced policyholders to apply for Social Security disability benefits or else they withhold payments. They do this even when they know the person is ineligible for Social Security disability benefits.

Here is where the fraud comes in. Disability insurance pays out when you are hurt and unable to perform your job. Social Security is there when you are so hurt that you cannot perform any job.

If a neonatal nurse, for example, injures her shoulder in a car accident and can no longer pick up infants, she can no longer do her job and is eligible for temporary disability benefits from her insurer. Because this nurse is still capable of serving a full career as a nurse in a number of other settings, she is not eligible for Social Security disability.

This isn't a hypothetical situation. It is an actual case pulled from a lawsuit against one of the disability insurers that was defrauding Social Security.

The disability insurer forced the nurse to commit fraud by forcing her to apply for Social Security disability, even though they knew the full extent of her injuries still meant that she