

with that duty, to enforce that law. Our job is to set the policy and pass the laws.

You know, I will go even further. Michael Posner, Assistant Secretary of State, he said he brought it up early and often to the Chinese that we had a problem with a law in Arizona that could bring about racial profiling. These are the people, we have got 40,000 Chinese in the United States that have been adjudicated for deportation. The Chinese won't take them back. And we are sending them some 550-year-old bones from paleovertebrates, so they can keep their artifacts straight.

We need to send them the 40,000 Chinese that they won't take, deport them as well as the bones, Mr. Speaker. And, additionally, Felipe Calderon on top of this. The American people have been misinformed by the President, by the Attorney General, by the Secretary of Homeland Security, the Assistant Secretary of Homeland Security, by the Assistant Secretary of State Posner. Then the President of Mexico takes his talking points from the White House and comes to this floor and lectures and chastises us that we have a law here, that I will say is completely constitutional. I will make this further prediction, Mr. Speaker, and that is that the announcement came out today that the Justice Department under Eric Holder now has a legal brief that recommends that they bring suit against Arizona.

□ 2310

Here is my prediction: ACLU has written that legal brief for the Justice Department. That apolitical, non-political Justice Department has a brief that one day we'll get our hands on, a draft brief. Release the draft is what needs to happen from the Attorney General. But in that draft we'll find the ACLU that has already sued Arizona with a 98-page case, there is the document that they're using to put their brief together in the Justice Department.

The President gave the order to the Attorney General to look into Arizona's law. And the Justice Department, under Attorney General Holder, looked at the lawsuit that's been brought by the ACLU and MALDEF and other organizations that are hardcore left wing, including SEIU, and they have lifted the language right out of that lawsuit, and that will be the draft, Mr. Speaker. That's my prediction. I put my marker down. When we get our hands on the draft from the Attorney General's office, I will take that draft and I will take the language and I will highlight the language right out of the ACLU's lawsuit. And I'll show you how the Justice Department lifted that language out of the lawsuit of the ACLU and MALDEF—the Mexican American Legal Defense Foundation—and put it right into their draft advisory. And the Federal Government will be conducting and carrying out the order of the President—in a nonpolitical office, sup-

posedly, according to Holder's testimony—at the direction of the ACLU and MALDEF and LARASA and the other organizations, SEIU and many others that are hardcore, leftist organizations in this country.

If we're going to have the rule of law, it's got to be impartial. It's got to be objective. It's got to be constitutional. It's got to be statutory, and it's got to be consistent with case law. Arizona's law is all of those things, but this Justice Department's unjustified attack on Arizona is anything but.

Mr. Speaker, I yield the balance of my time to the gentleman from Texas.

Mr. GOHMERT. I just want to say, the President said he would fundamentally transform America. And when the executive branch charged with enforcing the laws of the country won't read them, won't follow them, and won't enforce them, that's a fundamental transformation.

Our friend, CYNTHIA LUMMIS from Wyoming, prepared this chart. One final note on fundamental transformation: This chart, when you have the blue line, the private job sector hiring, shooting down like this and the red line, the public government hiring, shooting up like that, you have fundamentally transformed America.

With that, I yield.

Mr. KING of Iowa. Reclaiming my time and, Mr. Speaker, yielding back the balance, should there be any.

#### REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 4213, TAX EXTENDERS ACT OF 2009

Mr. PERLMUTTER, from the Committee on Rules, submitted a privileged report (Rept. No. 111-497) on the resolution (H. Res. 1403) providing for consideration of the Senate amendment to the bill (H.R. 4213) to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes, which was referred to the House Calendar and ordered to be printed.

#### REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 5136, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2011.

Mr. PERLMUTTER, from the Committee on Rules, submitted a privileged report (Rept. No. 111-498) on the resolution (H. Res. 1404) providing for consideration of the bill (H.R. 5136) to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes, which was referred to the House Calendar and ordered to be printed.

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. KILPATRICK of Michigan (at the request of Mr. HOYER) for today.

Ms. JACKSON LEE of Texas (at the request of Mr. HOYER) for today after 2:30 p.m.

#### 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 Mr. TOWNS) to revise and extend their remarks and include extraneous material:)

Mr. TOWNS, for 5 minutes, today.

Mr. HASTINGS of Florida, for 5 minutes, today.

Ms. BEAN, for 5 minutes, today.

Ms. WOOLSEY, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

Ms. KAPTUR, for 5 minutes, today.

Mr. DEFAZIO, for 5 minutes, today.

Ms. LINDA T. SÁNCHEZ of California, 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. BOOZMAN, for 5 minutes, today.

Mr. WHITFIELD, for 5 minutes, May 27.

#### ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 5139. An act to provide for the International Organizations Immunities Act to be extended to the Office of the High Representative in Bosnia and Herzegovina and the International Civilian Office in Kosovo.

#### ADJOURNMENT

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

The motion was agreed to; accordingly (at 11 o'clock and 13 minutes p.m.), the House adjourned until tomorrow, Thursday, May 27, 2010, at 10 a.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

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

7649. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Cyprodinil; Pesticide Tolerances [EPA-HQ-OPP-2009-0551; FRL-8818-8] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7650. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Phosphate Ester, Tallowamine, Ethoxylated; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2009-0165; FRL-8816-4] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7651. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Spiroclorfen; Pesticide Tolerances [EPA-HQ-OPP-2009-0139; FRL-8820-4] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7652. A letter from the Under Secretary, Department of Defense, transmitting the Department's report on the Critical Skills Retention Bonus (CSRB) program, pursuant to 37 U.S.C. 355(h); to the Committee on Armed Services.

7653. A letter from the Acting Fiscal 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, 2009 through December 31, 2009, pursuant to Public Law 103-202, section 202; to the Committee on Financial Services.

7654. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's "Major" final rule — Lead; Amendment to the Opt-out and Recordkeeping Provisions in the Renovation, Repair, and Painting Program [EPA-HQ-OPPT-2005-0049; FRL-8823-7] (RIN: 2070-AJ55) received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7655. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Mandatory Reporting of Greenhouse Gases: Minor Harmonizing Changes to the General Provisions [EPA-HQ-OAR-2008-0508; FRL-9143-5] (RIN: 2060-AQ15) received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7656. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Colorado; Revisions to Regulation Number 1 [EPA-R08-OAR-2009-0790; FRL-9114-3] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7657. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to the Discrete Emission Credit Banking and Trading Program [EPA-R09-OAR-2010-0148; FRL-9151-6] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7658. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to the Emission Credit Banking and Trading Program [EPA-R06-OAR-2010-0147; FRL-9151-5] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7659. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule — Participation by Federal Candidates and Officeholders at Non-Federal Fundraising Events [Notice 2010-11] received May 4, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

7660. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Ocean Dumping; Designation of Ocean Dredged Material Disposal Sites offshore of the Sinuslaw River, Oregon

[EPA-R10-OW-2010-0086; FRL-9143-2] received April 28, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7661. A letter from the Administrator, FEMA, Department of Homeland Security, transmitting the Department's report on the Preliminary Damage Assessment information on FEMA-1882-DR for the District of Columbia; jointly to the Committees on Transportation and Infrastructure, Appropriations, and Homeland Security.

7662. A letter from the Administrator, FEMA, Department of Homeland Security, transmitting the Department's report on the Preliminary Damage Assessment information on FEMA-1886-DR for the State of South Dakota; jointly to the Committees on Transportation and Infrastructure, Appropriations, and Homeland Security.

7663. A letter from the Administrator, FEMA, Department of Homeland Security, transmitting the Department's report on the Preliminary Damage Assessment information on FEMA-1887-DR for the State of South Dakota; jointly to the Committees on Transportation and Infrastructure, Appropriations, and Homeland Security.

7664. A letter from the Administrator, FEMA, Department of Homeland Security, transmitting the Department's report on the Preliminary Damage Assessment information on FEMA-1885-DR for the State of Kansas; jointly to the Committees on Transportation and Infrastructure, Appropriations, and Homeland Security.

#### 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. SKELTON: Committee on Armed Services. Supplemental report on H.R. 5136. A bill to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes (Rept. 111-491, Pt. 2).

Mr. FRANK of Massachusetts: Committee on Financial Services. H.R. 5114. A bill to extend the authorization for the national flood insurance program, to identify priorities essential to reform and ongoing stable functioning of the program, and for other purposes; with an amendment (Rept. 111-495). Referred to the Committee of the Whole House on the State of the Union.

Ms. ZOE LOFGREN of California: Committee on Standards of Official Conduct. Report of the Committee on Standards of Official Conduct (Rept. 111-496). Referred to the House Calendar.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 1403. Resolution providing for consideration of the Senate amendment to the bill (H.R. 4213) to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes (Rept. 111-497). Referred to the House Calendar.

Ms. PINGREE of Maine: Committee on Rules. House Resolution 1404. Resolution providing for consideration of the bill (H.R. 5136) to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes; waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules; and for other purposes (Rept. 111-498). 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. YOUNG of Alaska:

H.R. 5402. A bill to amend the Alaska Native Claims Settlement Act to provide for equitable allotment of lands to Alaska Native veterans; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 5403. A bill to direct the Secretary of Defense to temporarily adjust the reimbursement rates for TRICARE claims in Alaska; to the Committee on Armed Services.

By Mr. YOUNG of Alaska:

H.R. 5404. A bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for a member or former member of a reserve component who is eligible for retired pay but for age and for dependents of the member who accompany the retiree; to the Committee on Armed Services.

By Mr. RADANOVICH:

H.R. 5405. A bill to provide for a visitor center for visitors to Yosemite National Park, and for other purposes; to the Committee on Natural Resources.

By Mr. SMITH of Washington (for himself and Ms. SHEA-PORTER):

H.R. 5406. A bill to establish the Corporate Subsidy Reform Commission to review and identify inequitable Federal subsidies and make recommendations for termination, modification, or retention of such subsidies, and to state the sense of the Congress that the Congress should promptly consider legislation that would make the changes in law necessary to implement the recommendations; to the Committee on Oversight and Government Reform, and in addition to the Committee on 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. SMITH of Washington:

H.R. 5407. A bill to establish the Program Reform Commission to review and identify unnecessary Federal programs and make recommendations for termination, modification, or retention of such programs, and to express the sense of the Congress that the Congress should promptly consider legislation that would make the changes in law necessary to implement the recommendations; to the Committee on Oversight and Government Reform.

By Mr. GOODLATTE (for himself, Mr. SCHIFF, Mr. SMITH of Texas, and Mr. PUTNAM):

H.R. 5408. A bill to amend title 18, United States Code, to change the state of mind requirement for certain identity theft offenses, and for other purposes; to the Committee on the Judiciary.

By Mr. MILLER of North Carolina (for himself, Mr. BACA, and Mrs. MALONEY):

H.R. 5409. A bill to establish the Residential Construction Loan Guarantee Program to guarantee loans made to eligible home building companies for viable building projects; to the Committee on Financial Services.

By Mr. LIPINSKI:

H.R. 5410. A bill to amend the Federal Election Campaign Act of 1971 to prohibit corporations which are subject to certain criminal or civil sanctions from engaging in campaign-related activity under such Act, and for other purposes; to the Committee on House Administration.