

what, we found out this treatment was not safe so we're removing it from something we'll provide coverage for, you find out something is a brand new treatment that works, we add that, well, you've changed your benefits. And it says here you can't change your benefits if you're going to keep it. And if you change the copay, if you change the deductible, if you change the price of the policy, bad news. Under number two, you lose your policy and you get kicked over under the Federal insurance exchange program.

Now, I was intrigued today to hear one of our Democratic friends there at the White House summit give a wonderful example about the Federal insurance exchange program. He gave this example or something like this. I was listening to two or three things at the same time, I had hearings and meetings and things going on. But as I understood it, he said, "Well, like when I want to go look for a flight or make travel arrangements, I will go onto Orbitz or Expedia or something like that. Well, that's all this Federal insurance program is. You know, it helps you find the best policy."

Well, that is a wonderful point. I have been trying to find where the government owns Orbitz and Expedia. I can't find that they own those programs. The best I can determine, whether it's Travelocity, Orbitz, Expedia, whatever, I can't find the government owns any of those. I can't find that it is a Federal Orbitz, a Federal Expedia, Travelocity, whatever it is. I can't find that. Apparently, these are private companies. And apparently, from what he said, he likes what the private companies are doing.

Well, we want people in America to have choice. We want them to have the best choice. And I bet you if you asked Americans, and said, "We're thinking about creating a travel agency, and the government will make all your travel arrangements for you. You just contact our government office. We're going to give you an option to all the other airlines, all the other travel agencies. We're just going to let the government do that because we feel like you are owed a public option when you travel." I wonder how many people would ever go to the Federal option, because it is not competitive.

□ 2310

The Federal Government never has to compete. It can run in the red. They don't care. Their salaries are not dependent on how well the company does.

And so I also want to point out that if you look here at section 501, the title of section 501 is "Tax on Individuals Without Acceptable Health Care Coverage." "Tax on Individuals Without Acceptable Health Care Coverage." And this place is supposed to care about the little guys, the guys that are

out there working from dawn until dusk and some of them into the night to try to make enough money and then go to another job and moonlight to try to help the family, help the kids have what they need to get through school? And you're going to say, You know what? You make a little too much to be under the poverty line that will allow us to just give you free health insurance or health care, so under section 501, we're just going to have to tax you because you're not buying a Cadillac insurance policy.

But then again, we also know if you have a Cadillac insurance policy—which to me, Cadillacs are great cars. I used to have one before I ever came to Congress. I can't afford one now, but they were good cars. And, unfortunately, Cadillacs may not be what they used to be now that the government motors owns them or makes them.

But nonetheless, can you imagine the arrogance of a government that tells people, You're not buying as expensive of an insurance policy that I think you ought to have so I am going to tax you for it?

And in the summary, the President's plan points out—or the changes to the House and Senate bill says, in the summary, You know what? The medical device tax—what some of us referred to as the wheelchair tax. Of course, they initially stuck the medical device tax in there, and there was no threshold above which you had to be to pay an extra tax if you had the misfortune of needing a medical device. And so some began to refer to it as the tampon tax, because that meets the requirements of a medical device and it could be taxed. And the threshold of a hundred dollars is put in there.

So the President says, You know what? We may just create a whole new excise tax that everybody is going to have to pay. Sorry about that \$250,000 exclusion I told you about at one time, but you're still going to have to pay more taxes. This is chock full of this stuff. That is why most Americans do not want this bill.

And if you look, there are all kinds of, still, pot sweeteners for Senators or Representatives that were reluctant. They changed some of those, but the pot sweeteners were in there to try to get their vote. They don't help all Americans. They sweeten the pot only for those votes that they think they need to get it passed. That is not right. That is not good for all Americans. That's not consistent with the equal protection that is promised to all Americans under the Constitution. You ought to have equal opportunity, and they don't have it.

I appreciate so much the time as my friend has yielded.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. BISHOP of New York (at the request of Mr. HOYER) for today.

Mr. DENT (at the request of Mr. BOEHNER) for today after 3 p.m. and for the balance of the week on account of a death in the family.

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

Mr. ETHERIDGE, for 5 minutes, today.

Ms. WOOLSEY, for 5 minutes, today.

Mr. CUMMINGS, for 5 minutes, today.

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

Mr. MCDERMOTT, for 5 minutes, today.

Mr. DEFAZIO, for 5 minutes, today.

Ms. KAPTUR, 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. POE of Texas, for 5 minutes, March 4.

Mr. JONES, for 5 minutes, March 4.

Mr. MORAN of Kansas, for 5 minutes, March 4.

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

BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reports that on February 25, 2010 she presented to the President of the United States, for his approval, the following bill.

H.R. 4532. To provide for permanent extension of the attorney fee withholding procedures under title II of the Social Security Act to title XVI of such Act, and to provide for permanent extension of such procedures under titles II and XVI of such Act to qualified non-attorney representatives.

ADJOURNMENT

Mr. KING of Iowa. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 11 o'clock and 14 minutes p.m.), the House adjourned until tomorrow, Friday, February 26, 2010, at 9 a.m.

BUDGETARY EFFECTS OF PAYGO LEGISLATION

Pursuant to Public Law 111-139, Mr. SPRATT hereby submits, prior to the vote on passage, the attached estimate of the costs of H.R. 4691, the Temporary Extension Act of 2010, for printing in the CONGRESSIONAL RECORD.

CBO ESTIMATE OF THE STATUTORY PAY-AS-YOU-GO EFFECTS FOR H.R. 4691, THE TEMPORARY EXTENSION ACT OF 2010 AS INTRODUCED ON FEBRUARY 25, 2010

(Millions of dollars, by fiscal year)

| | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 | 2010–2015 | 2010–2020 |
|--|-------|------|------|------|------|------|------|------|------|------|------|-----------|-----------|
| NET IMPACT ON THE DEFICIT | | | | | | | | | | | | | |
| Net increase in the Deficit | 8,605 | 750 | 286 | 275 | 195 | 105 | 75 | 10 | 0 | 0 | 0 | 10,218 | 10,303 |
| Less: | | | | | | | | | | | | | |
| Current-Policy Adjustment for Medicare Payments to Physicians ¹ | 1,040 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1,040 | 1,040 |
| Designated as Emergency Requirements ² | 7,565 | 750 | 286 | 275 | 195 | 105 | 75 | 10 | 0 | 0 | 0 | 9,178 | 9,263 |
| Statutory Pay-As-You-Go Impact | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

¹ Section 7(c) of the Statutory Pay-As-You-Go Act of 2010 provides for current-policy adjustments related to Medicare payments to physicians.² Section 11 of the Temporary Extension Act of 2010 would designate all sections of the Act, except section 5, as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010.

Notes: Positive numbers for "Net Impact on the Deficit" denote an increase in the deficit. Components may not sum to totals because of rounding.

Sources: Congressional Budget Office and Joint Committee on Taxation.

EXECUTIVE COMMUNICATIONS,
ETC.

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

6230. A letter from the Chief, Regulatory Analysis and Development, Department of Agriculture, transmitting the Department's final rule — Importation of Hass Avocados From Peru [Docket No.: APHIS-2008-0126] (RIN: 0579-AC93) received January 21, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6231. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Trifluoromethyl; Pesticide Tolerances [EPA-HQ-OPP-2009-0276; FRL-8808-6] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6232. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Pendimethalin; Pesticide Tolerances [EPA-HQ-OPP-2008-0876; FRL-8804-2] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6233. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Oxirane, 2-Methyl-, Polymer with Oxirane, Dimethyl Ether; Tolerance Exemption [EPA-HQ-OPP-2009-0675; FRL-8805-3] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6234. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Novaluron; Pesticide Tolerances [EPA-HQ-OPP-2009-0273; FRL-8807-2] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6235. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — 2-Propenoic acid, 2-ethylhexyl ester, polymer with ethenylbenzene and 2-methylpropyl 2-methyl-2-propenoate; Tolerance Exemption [EPA-HQ-OPP-2009-0699; FRL-8807-4] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6236. A letter from the Deputy Secretary, Department of Defense, transmitting report to Congress on Taiwan's Air Defense Force; to the Committee on Armed Services.

6237. A letter from the Department of Defense Medicare-Eligible Retiree Health Care Board of Actuaries, Department of Defense, transmitting A report on the actual status of the D.O.D. Medicare-Eligible Retiree Health Care Fund along with recommendations that the Board deems necessary; to the Committee on Armed Services.

6238. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Trade Agreements-Costa Rica and Peru (DFARS Case 2008-D046) (RIN: 0750-AG31) received January 25, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6239. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the 45th report required by the FY 2000 Emergency Supplemental Act, pursuant to Public Law 106-246, section 3204(f); to the Committee on Armed Services.

6240. A letter from the Chairman, Congressional Oversight Panel, transmitting the Panel's monthly report pursuant to Section 125(b)(1) of the Emergency Economic Stabilization Act of 2008, Pub. L. 110-343; to the Committee on Financial Services.

6241. A letter from the Associate General Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's "Major" final rule — HOPE for Homeowners Program; Statutory Transfer of Program Authority to HUD and Conforming Amendments To Adopt Recently Enacted Statutory Changes [Docket No.: FR-5340-I-02] (RIN: 2502-A176) received February 5, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6242. A letter from the Secretary of the Commission, Federal Trade Commission, transmitting the Commission's "Major" final rule — Fair Credit Reporting Risk-Based Pricing Regulations [Regulation V; Docket No. R-1316] (RIN: 3084-AA94) received February 17, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6243. A letter from the Assistant General Counsel, Division of Regulatory Services, Department of Education, transmitting the Department's "Major" 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 February 17, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

6244. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's "Major" final rule — Interim Final Rules Under the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 (RIN: 1210-AB30) received February 17, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

6245. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's FY 2008 annual performance report to Congress required by

the Medical Device User Fee and Modernization Act of 2002; to the Committee on Energy and Commerce.

6246. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Endocrine Disruptor Screening Program; Policies and Procedures for Initial Screening [EPA-HQ-OPPT-2007-1080; FRL-3899-9] (RIN: 2070-AD61) received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6247. 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; Montana; Revisions to the Administrative Rules of Montana [EPA-R08-OAR-2008-0307; FRL-8968-3] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6248. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Premanufacture Notification Exemption for Polymers; Amendment of Polymer Exemption Rule to Exclude Certain Perfluorinated Polymers [EPA-HQ-OPPT-2002-0051; FRL-8805-5] (RIN: 2070-AD58) received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6249. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, San Joaquin Valley Air Pollution Control District [EPA-R09-OAR-2009-0475; FRL-9104-7] received January 22, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6250. A letter from the Deputy chief, CGB, Federal Communications Commission, transmitting the Commission's final rule — Closed Captioning of Video Programming [CG Docket No.: 05-231] received January 21, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6251. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.622(i), Post-Transition Table of DTV Allotments, Television Broadcast Stations (Anchorage, Alaska) [MB Docket No.: 09-210] received January 25, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6252. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Maupin, Oregon) [MB Docket No.: 09-130] received January 25, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6253. A letter from the Assistant Secretary, Legislative Affairs, Department of State,