doubt in my mind for 1 second that if it were a Republican President and it had been a Democratic administration, there is no administration in history that wouldn't have blamed those first 6 months on their predecessor because they couldn't turn the economy around. So, since the stimulus took effect, we have gained 2 million jobs. Have we gained enough? No. We lost 8 million jobs under the Bush administration. So we have only filled 25 percent of the hole. Again, I don't know what paper you are looking at, but you check the figures.

Now, unfortunately this month, he is absolutely correct. It was disappointing, and the month before was disappointing. In fact, of course, some people are doing pretty well in America. The stock market closed at about 12,700-plus on the Dow yesterday, some \$2 trillion on hand.

One of the things I think that people are worried about is making sure that we act as adults, we act responsibly, we pay our bills, and we ensure that America does not default. All I am going to say, and then I will close, is that I hope the gentleman and I can join together on Sunday and on every day thereafter between now and when we can resolve this issue so that we can pay our bills, stabilize our economy, and give what the gentleman talked a lot about in our colloquies when our positions were reversed—I remember those days talked a lot about, and that was confidence, that was stability.

The failure for us to act, as we acted seven times in the Bush administration to raise the debt limit, and I don't have the specific number, but more than that in the Reagan administrationand by the way, during the last 4 years of the Clinton administration, does the gentleman remember how many times we raised the debt limit? Zero. Zero. Why? Because for every one of those 4 vears we had a surplus, not a deficit. A surplus. And Mr. Greenspan was worried at the end of the Clinton administration that we were going to pay off the debt too quickly. And President Bush projected a \$5.6 trillion surplus.

So I tell my friend that the reason I look back is to not repeat the mistakes of the past. We didn't pay our bills. We paid our bills in the nineties. We started not paying our bills again. You jettisoned the statutory PAYGO. You jettisoned it again, essentially, not the statutory part, but the rule part.

Again, I don't enjoy going back and forth on this, but I am very concerned for my country. The Speaker said he wanted to solve this problem by June 30. It is now July 7. We haven't resolved it. And the country is waiting for us. So let us hope that all of us will not say, can't do this, can't do that, can't do the other.

Let us go down to the White House on Sunday with the President, with the Senate, with the leaders of this House, and say, yes, we can. We can be responsible. We can be adults. We are going to get this done for the people. I yield back the balance of my time.

### ADJOURNMENT TO MONDAY, JULY 11, 2011

Mr. CANTOR. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet on Monday next, when it shall convene at noon for morning-hour debate and 2 p.m. for legislative business.

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

There was no objection.

PERMISSION TO APPOINT MEMBERS TO PERFORM THE DUTIES OF THE CHAIR

Mr. CANTOR. Mr. Speaker, I ask unanimous consent that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period from August 8, 2011, through September 6, 2011, as though under clause 8(a) of rule I.

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

There was no objection.

### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 91

Mr. REED. Mr. Speaker, I ask unanimous consent to remove my name as a cosponsor of H.R. 91.

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

There was no objection.

### GENERAL LEAVE

Mr. FRELINGHUYSEN. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on the further consideration of H.R. 2354, and that I may include tabular material on the same.

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

There was no objection.

ENERGY AND WATER DEVELOP-MENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

The SPEAKER pro tempore (Mr. REED). Pursuant to House Resolution 337 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the consideration of the bill, H.R. 2354

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IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2354) making appropriations for energy and

water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes, with Mr. Poe of Texas in the chair.

The Clerk read the title of the bill.

The CHAIR. Pursuant to the rule, the bill is considered read the first time.

The gentleman from New Jersey (Mr. Frelinghuysen) and the gentleman from Indiana (Mr. Visclosky) each will control 30 minutes.

The Chair recognizes the gentleman from New Jersey.

Mr. FRELINĞHUYSEN. I yield myself such time as I may consume.

Mr. Chairman, I am pleased to bring the fiscal year 2012 Energy and Water appropriations bill before the House this afternoon.

Before I begin my remarks, let me thank the full chairman, Mr. Rogers, as well as the ranking member, Mr. DICKS, for their support of a very open process and their support of me as well as the ranking member. I would particularly like to thank my ranking member, Congressman Pete Visclosky, for his dedication to our joint mission and our close working relationship. The bill is stronger for his input and knowledge.

I would also like to thank the committee staff, Rob Blair, the clerk; Joe Levin, Loraine Heckenberg, Angie Giancarlo, and Perry Yates. On the minority side, I would like to thank Taunja Berquam. I would also like to thank my personal staff, Nancy Fox and Kathleen Hazlett, and certainly recognize Mr. VISCLOSKY's personal staff in the form of Joe DeVo.

Mr. Chairman, the Energy and Water Development Appropriations bill supports programs critical to our Nation's security, safety, and economic competitiveness. Mr. Chairman, for far too long Federal agencies have been assuming ever-increasing budgets, leading to programs with poor rationale and even less accountability. Those days are behind us now. This bill clearly shows that much greater fiscal discipline and a strong national defense and a strong economy can be achieved together.

The bill for fiscal year 2012 provides \$30.6 billion, \$1 billion below fiscal year 2011, and \$5.9 billion below the President's request, bringing the total spending levels for our bill down to approaching the fiscal year 2006 level. An additional \$1.03 billion is emergency offset funding which is provided to help recovery and repair efforts due to the severe floods we have seen in the Mississippi and Missouri River regions. These floods have resulted in immense devastation and loss of life and livelihoods. I commend the good work of the Army Corps, which is in the front lines, along with municipal, county. State, and other Federal first responders when tragedies like this occur.

Mr. Chairman, there are no congressional earmarks in this legislation. The highest national priorities are protected by supporting the Department of Energy's national defense programs

and by preserving activities that directly support American competitiveness, such as water infrastructure and basic science research.

The bill also supports critical national security programs by providing \$10.6 billion for the National Nuclear Security Administration, including \$195.3 million above fiscal year 2011 for weapons activities to support the modernization of our nuclear stockpile.

The bill also supports urgent, ongoing efforts to secure vulnerable nuclear materials worldwide and the full request to design a reactor for the replacement of the Ohio-class ballistic missile submarine.

We've seen how catastrophic flooding can affect many lives locally and the economy nationally, and we know that yesterday's crisis could be anywhere tomorrow. This bill protects public safety and keeps America open for business by providing \$4.7 billion for the Army Corps of Engineers, \$195 million above the President's request, and \$89 million below fiscal year 2011. The bill makes funds available above the President's request for navigation and flood control, the activities most critical to public safety, jobs, and the economy, and gives the Corps 45 days to deliver and justify their spending plans.

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This will give each project, whether in the President's budget or not, the opportunity to compete for these funds and ensure we understand how the Corps really develops its request.

Science research at the Department of Energy strengthens American competitiveness and enables true breakthroughs in the energy sector, and the bill preserves strong funding for this program at \$4.8 billion, just \$43 million below fiscal year 2011.

The committee continues to support nuclear energy, providing \$8 million above the request for ongoing research in promising new programs such as small modular reactors, which it funds at the request level. By reducing funding where stimulus funds are still available or where the private sector is able to invest without Federal help, the bill reduces funding for energy efficiency and renewable energy to \$1.3 billion, \$491 million below fiscal year 2011.

The bill also upholds historic cleanup responsibilities by funding defense environmental cleanup at \$4.9 billion, less than 1 percent below last year's programmatic level, and includes language to curb the department's use of bartering to evade congressional oversight.

Finally, this bill includes numerous steps across all accounts to ensure the administration follows the will of Congress. For example, it includes funding and restrictions enforcing that Yucca Mountain is the law of the land and cannot be stopped by executive action alone. Over the years, this House, in a bipartisan fashion, has been fighting this administration's disdain for sound

science and the hard-earned tax dollars of our constituents that went into building that disposal site.

Now the Government Accountability Office has issued a report saying that there is no scientific reason for shutting down Yucca, and the administration has been forced to release its own review showing that the science actually supports Yucca. Even the Nuclear Regulatory Commission's own Inspector General has released findings highly critical of the way the NRC chairman has withheld information regarding Yucca Mountain from the public and his fellow commissioners. This bill supports these findings by including \$35 million to keep Yucca Mountain going and language to ensure that political appointees at the NRC can no longer inappropriately use their insider posi-

It also includes new reporting requirements so the administration must track, and show, that the investments we make in science and technology are effective uses of taxpayer dollars.

Mr. Chairman, I take seriously our responsibility to rein in Federal spending in fiscal year 2012. The bill is premised upon hard questions, and focused cuts where the answers didn't hold up to scrutiny. This is the sort of analysis that will get our fiscal house in order. This bill deserves our Members' support, and I look forward to an open and full process and discussion.

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	FY 2011 Enacted	FY 2012 Request	Bill	Bill vs. Enacted	Bill vs. Request
TITLE I - DEPARTMENT OF DEFENSE - CIVIL					
DEPARTMENT OF THE ARMY					
Corps of Engineers - Civil /1					
T	126,746	104,000	104,000	-22,746	
Investigations	1,789,822	1,480,000	1 615 941	-173,881	+135,941
Rescission	-176,000		-50,000	+126,000	-50,000
Subtotal	1,613,822	1,480,000	1,565,941	-47,881	+85,941
Mississippi River and tributaries	263,906	210,000	210,000	-53,906	
Recission	-22,000	-23,000	***	+22,000	+23,000
Rescission of emergency funding (Sec. 105)		-35,000	~ * *		+35,000
Subtotal	241,906	152,000	210,000	-31,906	+58,000
Operations and maintenance	2,365,759	2,314,000	2,366,465	+706	+52,465
Regulatory program	189,620	196,000	196,000	+6,380	
USRAP	129,740	109,000	109,000	-20,740	
Flood control and coastal emergencies		27,000	27,000	+27,000	
Expenses	184,630	185,000	185,000	+370	
Office of Assistant Secretary of the Army (Civil	4,990	6,000	5,000	+10	-1,000
Works)		######################################			•
Total, title I, Department of Defense - Civil	4,857,213	4,573,000	4,768,406	-88,807	+195.406
Appropriations	(5,055,213)	(4,631,000)	(4,818,406)	(-236,807)	(+187,406
Rescissions	(-198,000)	(-23,000)	(-50,000)	(+148,000)	(-27,000
Rescissions of emergency funding		(-35,000)			(+35,000
1/ Additional funding provided in Title V					
TITLE II - DEPARTMENT OF THE INTERIOR					
Central Utah Project Completion Account					
Central Utah project construction		29,441	25,154	+25,154	-4,287
Fish, wildlife, and recreation mitigation and conservation	• • •	2,000	2,000	+2,000	
Subtotal		31,441	27,154	+27,154	-4,287
Program oversight and administration		1,550	1,550	+1,550	
Undistributed funding level	31,940			-31,940	
Total, Central Utah project completion account	31,940	32,991	28,704	-3,236	-4,287
Bureau of Reclamation					
Water and related resources	911,673	805,187	822,300	-89,373	+17,113
Central Valley project restoration fund		53,068	53,068	+3,154	
California Bay-Delta restoration		39,651	35,928	-3,992	-3,723
Policy and administration		60,000	60,000	-1,078	54 400
Indian water rights settlements		51,483	* * *		-51,483
San Joaquin restoration fund		9,000	-66,000	-66,000	-9,000 -66,000
					75 000
Subtotal		9 000	-66 000	- bb . UUU	* / O . UHU
Subtotal		9,000	-66,000	-66,000	-75,000
Subtotal  Total, Bureau of Reclamation		9,000	905,296	-157,289	-113,093

	FY 2011 Enacted	FY 2012 Request	Bill	Bill vs. Enacted	Bill vs. Request
TITLE III - DEPARTMENT OF ENERGY					
Energy Programs					
Energy efficiency and renewable energy	1,825,641 -30,000	3,200,053	1,304,636	-521,005 +30,000	-1,895,417 
Subtotal	1,795,641	3,200,053	1,304,636	-491,005	-1,895,417
Electricity delivery and energy reliability	144,710 -3,700	237,717	139,496	-5,214 +3,700	-98,221
Subtotal	141,010	237,717	139,496	-1,514	-98,221
Nuclear energy	732,124 -6,300	754,028 	733,633	+1,509 +6,300	-20,395
Subtota1	725,824	754,028	733,633	+7,809	-20,395
Fossil energy research and development	584,529 -140,000	452,975	476,993	-107,536 +140,000	+24,018
Subtotal	444,529	452,975	476,993	+32,464	+24,018
Naval Petroleum and Oil Shale Reserves	22,954 -2,100	14,909	14,909	-8,045 +2,100	
Subtotal	20,854	14,909	14,909	-5,945	
Strategic petroleum reserve	209,441 -86,300	192,704 -71,000	192,704	-16,737 +86,300	+71,000
Subtotal	123,141	121,704	192,704	+69,563	+71,000
SPR petroleum account	-16,500	-250,000	-500,000	-500,000 +16,500	-250,000
Northeast home heating oil reserve	10,978	10,119 -100,000	10,119 -100,000	-859 -100,000	
Subtotal	10,978	-89,881	-89,881	-100,859	
Energy Information Administration	95,409 -400	123,957	105,000	+9,591 +400	-18,957 
Subtotal	95,009	123,957	105,000	+9,991	-18,957
Non-defense environmental clean up	224,350 -900	219,121	213,121	-11,229 +900	-6,000
Subtotal	223,450	219,121	213,121	-10,329	-6,000
Uranium enrichment decontamination and decommissioning fund	506,984 -9,900	504,169	449,000	-57,984 +9,900	-55,169 
Subtotal	497,084	504,169	449,000	-48,084	-55,169
Science	4,857,665 -15,000	5,416,114	4,800,000	-57,665 +15,000	-616,114 
Subtotal	4,842,665	5,416,114	4,800,000	-42,665	-616,114
Nuclear Waste Disposal	-2,800		25,000	+25,000 +2,800	+25,000
Subtotal	-2,800		25,000	+27,800	+25,000
Advanced Research Projects Agency-Energy	179,640	550,011	100,000	-79,640	-450,011

	FY 2011 Enacted	FY 2012 Request	Bill	Bill vs. Enacted	Bill vs. Request
Innovative Technology Loan Guarantee Program Offsetting collection Loan volume rescission	58,000 -58,000 -181,830 11,830	38,000 -38,000  360,000	38,000 -38,000 	-20,000 +20,000 +181,830 -11,830	  -360,000
Federal participation in Title 17 loan guarantee projects	169,660	500,000 200,000	160,000	-9,660	-500,000 -40,000
Subtotal	-340	1,060,000	160,000	+160,340	-900,000
Advanced technology vehicles manufacturing loans program	9,978	6,000	6,000	-3,978	
Better buildings pilot loan guarantee initiative: Loan guarantees		100,000 5,000			-100,000 -5,000
Subtotal		105,000			-105,000
Departmental administration	250,139 -119,501	240,623 -111,883	221,514 -111,883	-28,625 +7,618	-19,109 
Net appropriation	130,638	128,740	109,631	-21,007	-19,109
Rescission	-81,900			+81,900	
Subtotal	48,738	128,740	109,631	+60,893	-19,109
Office of the Inspector General	42,764	41,774	41,774	-990	
Total, Energy programs	9,181,665	12,596,391	8,282,016	-899,649	-4,314,375
Atomic Energy Defense Activities					
National Nuclear Security Administration					
Weapons activities	6,946,398 -50,000	7,629,716 -40,332	7,131,993 -40,332	+185,595 +9,668	-497,723 
Subtotal	6,896,398	7,589,384	7,091,661	+195,263	-497,723
Defense nuclear nonproliferation	2,318,653 -45,000	2,549,492 -30,000	2,086,770 -30,000	-231,883 +15,000	-462,722
Subtotal	2,273,653	2,519,492	2,056,770	-216,883	-462,722
Naval reactors	960,176 -1,000	1,153,662	1,030,600	+70,424 +1,000	-123,062 
Subtotal	959,176	1,153,662	1,030,600	+71,424	-123,062
Office of the Administrator	398,993 -5,700	450,060 	420,000	+21,007 +5,700	-30,060
Subtotal		450,060	420,000	+26,707	-30,060
Total, National Nuclear Security Administration.	10,522,520	11,712,598	10,599,031		-1,113,567
Environmental and Other Defense Activities					
Defense environmental cleanup	4,991,638	5,406,781	4,937,619	-54,019 (+33,633)	-469,162
and decommissioning fund)Rescission	(-33,633) -11,900			+11,900	
Subtotal	4,979,738	5,406,781	4,937,619	-42,119	-469,162

	FY 2011 Enacted	FY 2012 Request	Bill	Bill vs. Enacted	Bill vs. Request
Other defense activities	788,420 -3,400	859,952	814,000	+25,580 +3,400	-45,952
Subtotal	785,020	859,952	814,000	+28,980	-45,952
Total, Environmental and other defense activities	5,764,758	6,266,733	5,751,619	-13,139	-515,114
Total, Atomic Energy Defense Activities	16,287,278	17,979,331	16,350,650	+63,372	-1,628,681
Power Marketing Administrations /2					
Operation and maintenance, Southeastern Power Administration	78,444 -78,444	8,428 -8,428	8,428 -8,428	-70,016 +70,016	
Subtotal	± = ₩	**-		***	
Operation and maintenance, Southwestern Power Administration	82,918 -69,868	45,010 -33,118	45,010 -33,118	-37,908 +36,750	
Subtotal	13,050	11,892	11,892	-1,158	
Construction, rehabilitation, operation and maintenance, Western Area Power Administration Offsetting collections	610,179 -497,337 -3,879	285,900 -189,932	285,900 -189,932	-324,279 +307,405 +3,879	
Subtotal	108,963	95,968	95,968	-12,995	
Falcon and Amistad operating and maintenance fund Offsetting collections		4,169 -3,949	4,169 -3,949	+1,601 -1,601	•••
Subtotal	220	220	220	***	***
Total, Power Marketing Administrations	122,233	108,080	108,080	-14,153	
Federal Energy Regulatory Commission					
Salaries and expenses		304,600 -304,600	304,600 -304,600	+6,600 -6,600	
Total, title III, Department of Energy Appropriations Rescissions	25,591,176 (26,285,806) (-694,630)	30,683,802 (30,925,134) (-241,332)	24,740,746 (24,911,078) (-170,332)	-850,430 (-1,374,728) (+524,298)	-5,943,056 (-6,014,056) (+71,000)
TITLE IV - INDEPENDENT AGENCIES					
Appalachian Regional Commission	68,263 23,203 11,677	76,000 29,130 13,000	68,400 29,130 11,700	+137 +5,927 +23	-7,600  -1,300
Denali Commission	10,679 -15,000	11,965	10,700	+21 +15,000	-1,265 
Subtotal	-4,321	11,965	10,700	+15,021	-1,265
Northern Border Regional Commission	1,497 250	1,500	1,350 250	-147	-150 +250
Nuclear Regulatory Commission: Salaries and expenses	1,043,208 -906,220	1,027,240 -899,726	1,027,240 -890,713	-15,968 +15,507	+9,013
Subtotal	136,988	127,514	136,527	-461	+9,013

	FY 2011 Enacted	FY 2012 Request	Bill	Bill vs. Enacted	Bill vs. Request
Office of Inspector General	10,858 -9,774	10,860 -9,774	10,860 -9,774	+2 	
Subtotal	1,084	1,086	1,086	+2	
Total, Nuclear Regulatory Commission	138,072	128,600	137,613	- 459	+9,013
Nuclear Waste Technical Review Board	3,883	3,400	3,400	- 483	
gas transportation projects	4,457	4,032 ====================================	4,032 =========	-425 ========	
Total, title IV, Independent agencies	246,981 (261,981) (-15,000)	267,627 (267,627)	266,575 (266,575) 	+19,594 (+4,594) (+15,000)	-1,052 (-1,052) 
TITLE V - EMERGENCY SUPPLEMENTAL FUNDING FOR DISASTER RELIEF					
Corps of Engineers - Civil Construction, FY 2011 (emergency) Mississippi River and tributaries, FY 2011			376	+376	+376
(emergency)			589,505	+589,505	+589,505
Operation and maintenance, FY 2011 (emergency) Flood control and coastal emergencies, FY 2011	*		204,927	+204,927	+204,927
(emergency)			233,876	+233,876	+233,876
Subtotal, Corp of Engineers - Civil			1,028,684	+1,028,684	+1,028,684
Transfer from title XII, P.L. 111-5 (emergency) Rescission of emergency appropriations (P.L. 111-5)	 		-1,028,684 -471,316	-1,028,684 -471,316	-1,028,684 -471,316
Total, Title V, Emergency supplemental for disaster relief			-471,316	-471,316	-471,316
Emergency appropriations			(-471,316)	(-471,316)	(-471,316)
	=========	=======================================	=========		
Grand totalAppropriations	31,789,895 (32,697,525)	36,575,809 (36,875,141)	30,238,411 (30,996,059)	-1,551,484 (-1,701,466)	-6,337,398 (-5,879,082)
Emergency appropriations	(-907,630)	(-264,332) (-35,000)	(-286,332) (-471,316)	(+621,298) (-471,316)	(-22,000) (-436,316)

<sup>2/</sup> Totals adjusted to net out alternative financing costs, reimbursable agreement funding, and power purchase and wheeling expenditures. Offsetting collection totals only reflect funds collected for annual expenses, excluding power purchase wheeling.

I reserve the balance of my time. Mr. VISCLOSKY. I yield myself such time as I may consume.

Mr. Chairman, I would like to express my appreciation to Chairman Freling-HUYSEN and his staff for their efforts to be inclusive and transparent in drafting this legislation. The chairman has ensured that the Energy and Water Subcommittee continues its tradition of bipartisanship and, within the constraints of the allocation, he has done wonderful work. While I hope that we can modify some elements of the bill, I would observe that our differences are marginal and our agreement is fundamental. Also, I would like to join the chairman in thanking the other members of the subcommittee and also all of our staff for their exceptionally good and dedicated work.

As the chairman mentioned, the allocation for Energy and Water is more than \$1 billion below fiscal year 2011. This allocation has necessitated severe cuts to crucial programs. While I appreciate the chairman's considerable efforts and recognize difficult choices must be made to address the Nation's serious financial situation, this bill starkly illustrates the shortsighted nature of the spending cap set by the House budget. The allocation for Energy and Water is simply insufficient to meet the challenges posed by the economic downturn and to guarantee our national security.

Importantly, the chairman continues efforts to improve program and project management at all of the agencies under the bill's jurisdiction. He has honed provisions carried in the past and instituted others aimed at increased oversight. To point out one example, the bill includes a requirement that the Department of Energy complete independent cost estimates at major milestones for projects with a total cost in excess of \$100 million. A recent review of the department's cleanup-related construction projects by the Army Corps of Engineers paints a bleak picture of the management system for such projects and casts doubt on recent reforms intended to remove the department off the Government Accountability Office's list for high risk, a list that the department has been on for the last 21 years running. I am pleased the chairman has included a number of reporting requirements and statutory limitations that will contribute to increased transparency and improved management, and I strongly support his actions.

The science account, critical to the competitiveness of our Nation, is essentially the same as in 2011, not an insignificant achievement in light of the challenge the allocation provided. The bill also provides funds for the continuation of a promising new program called ARPA-E, which can drive innovations to support our scientific competitiveness. While ARPA-E has shown some promise as a new organizational model, I am troubled that the same vigor that led to its creation has been

largely absent when it comes to addressing the systemic management and communication problems in other existing applied programs.

I support and appreciate the inclusion of emergency funding to respond to the historic flooding in the Mississippi and Missouri River basins. Communities devastated by natural disasters deserve our full support. I am, however, disappointed that the bill offsets this funding by withdrawing critical investment dollars from economic infrastructure in the United States. I would note that this is the second time this year that the committee has transferred funds between bills, the first time from Energy and Water Development to Homeland Security and now from Transportation to Energy and Water. We need to reconsider this practice and not strip investments in one area to pay for emergency needs in another.

I disagree with the notion that all funding for domestic emergency response should be offset immediately from domestic investment. In every year except two since 1997, the Congress has recognized the need for emergency funds to respond to the impacts of natural disasters on the Nation's water resource infrastructure. Since 2001, the Congress has provided more than \$24 billion to the Corps for this purpose. While I grant that this figure is inflated by the enormous cost of reconstructing New Orleans and the surrounding areas, perhaps New Orleans would not have flooded in 2005 had we invested in critical infrastructure in the prior years.

As we debate the long-term trajectory of taxes and spending, we cannot forgo actions necessary for the security and safety of our citizens. Yes, we must make difficult choices that will impact the future of this Nation, but we cannot allow those decisions to fall on the backs of those who have already suffered. Our country has provided billions in infrastructure funding on an emergency basis for dams, schools and roads in Iraq and Afghanistan. Yet we don't have the fortitude to acknowledge that it costs money to protect our citizens at home. We must stop disinvesting in the United States economy. In its 2009 report card on America's infrastructure, the American Society of Civil Engineers estimated an investment of \$2.2 trillion is necessary to bring our Nation's infrastructure up to a good condition. Moving forward, we must have the strength to budget for emergencies on an annual basis. We know they happen every year, and it is time to begin to responsibly budget for them.

I appreciate the chairman increasing Corps funding by \$195 million above the President's woefully inadequate request, ensuring that some ongoing projects will not be terminated.

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Even with this additional funding, the bill provides \$677 million less than it did in 2010.

Our ports, harbors, navigational channels and locks continue to provide the foundation for long-term economic growth. At this funding level, we are not close to addressing the dredging backlog that plagues waterborne commerce in the United States.

Currently, for the top 59 ports in the United States, the Corps is only able to maintain authorized steps within the middle of the channel 33 percent of the time. Every day, this costs companies that rely on these ports money and serves as a major impediment to expanding their workforce. This is merely one of the reasons why in 2009 the American Society of Civil Engineers gave our Nation's dams, levees and inland waterways grades of D or D minus.

Renewable energy programs in this bill are reduced. We can debate whether our dependency on imported oil and other carbon fuels is an environmental problem or an economic problem. Either way, it is clearly a national security problem. We must expand the mix of our energy supply, and we must use the energy supply we have more efficiently, and we must also transport it more effectively. We have to make an investment to do that, and I do not believe that the allocation allows for the support necessary.

I would note that the bill adds two hubs to the Department of Energy while cutting both the Science and Renewable Energy accounts that fund them, giving the Department a total of five. This organizational model has not yet been proven, and I have serious reservations about starting two new hubs in light of the cuts to the underlying accounts.

Nonproliferation accounts are reduced significantly, and while I appreciate the chairman's efforts to preserve some of the most critical activities, the bill reduces our ability to counter the most serious threat confronting our national security and that is the threat of nuclear terrorism.

The bill cuts the defense nuclear non-proliferation account by more than \$460 million from the request. This comes on top of more than \$360 million cut from the request that was provided in final fiscal year bill 2011. These cuts reduce our ability to secure vulnerable nuclear materials around the world, delaying the removal of bomb-grade uranium, and limiting our capacity to detect illegal and illicit trafficking of nuclear materials.

And, finally, I am troubled that the bill includes a misguided prohibition on funds to develop, adopt, implement, administer or enforce a change or supplement to rules related to the Clean Water Act regulatory guidelines. This provision applies not only to this fiscal year but to any subsequent energy and water act. We should be taking actions that address legitimate concerns while providing some clarity and certainty to the regulatory process, not prolonging the confusion, as this provision ensures.

In closing, I am truly appreciative that we are again doing the work of this committee, and I commend Chairman Rogers and Ranking Member DICKS for their efforts to this end. And as I said at the beginning of my remarks, Chairman Frelinghuysen has done a superb job. While marginal differences exist, our agreement on the overall bill is fundamental.

Mr. Chairman, I reserve the balance of my time.

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 5 minutes to the chairman of the Appropriations Committee, the gentleman from Kentucky (Mr. ROGERS).

Mr. ROGERS of Kentucky. Mr. Chairman, this is a great bill. It's a model of fiscal restraint. I can attest to the fact that the committee has taken a long, hard look at each and every line in this bill to make sure that we are getting the greatest value from each and every taxpayer dollar spent, cutting back funding for programs that are not operating up to par. This bill is also proof that we can make these commonsense spending reductions without damaging or impairing the programs that help keep our country safe and our citizens at work.

This legislation rightly appropriates taxpayer dollars where they should be, in programs that provide the greatest benefits to the American people and that get the economy moving again. This includes \$30.6 billion for the Army Corps of Engineers, the Department of Energy and a host of independent agencies, including the Nuclear Regulatory Commission. Now, that is \$5.9 billion below the President's request; it's a billion dollars below current spending levels

The Energy and Water appropriations bill funds important work that affects every community in every single one of our colleagues' districts. These are the quality-of-life programs that preserve our public safety and our economic competitiveness, including energy independence programs and national defense programs within the Department of Energy. This bill supports Army Corps construction projects, projects which are vital to national security and which are of a tangible impact on job creation.

But this year's bill is unlike any Energy and Water appropriations bill in recent memory, or perhaps even in history, in one major way. Some of our colleagues and critics were no doubt wondering how we could write this bill under the earmark moratorium, but I am proud that we have been able to craft a responsible bill that funds projects across the Nation without one single earmark. By doing so, we have made the process much more transparent, requiring that organizations like the Corps provide an outline of how, when, and why they are spending precious Federal dollars while maintaining the constitutionally mandated congressional authority over budget decisions. We have retained the power of the purse and strict oversight of these agencies.

On the subject of oversight, I would like particularly to note that \$35 million is included to continue the Yucca Mountain review process. The committee has supported these efforts for years, and I am relieved to see that the rest of Congress is finally beginning to see the light and support this program and to realize the extent to which the administration's position ignores good science and wastes billions of taxpayer dollars

While providing the vital funding for our Nation's energy and water programs, the bill abides by the committee's promise, and my promise as chairman, that we would cut spending wherever and whenever we can.

I must commend Chairman Freling-HUYSEN and the subcommittee members and staff and the ranking member who have worked so closely together on this bill. They have found the significant spending reductions in areas that seem excessive and unnecessary increases, and in these accounts with large unspent balances. This is the responsible and serious way to get our budgets back into balance and to help keep us on track toward economic recovery.

Again, I want to thank Mr. VIS-CLOSKY and Chairman FRELINGHUYSEN for doing a great job in bringing a bill to the floor under difficult circumstances. They work collegially and they work intelligently together, and I want to particularly thank the subcommittee staff on both sides of the aisle for their tireless effort putting together this legislation.

Mr. Chairman, this is a good bill that all of us can support, and I urge that we do just that.

Mr. VISCLOSKY. I reserve the balance of my time.

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 3 minutes to the gentlewoman from Missouri (Mrs. EMERSON).

Mrs. EMERSON. Mr. Chairman, I deeply respect my colleagues coming here and raising the subject of increased funds in this bill for the Corps of Engineers. I also want to thank Mr. FRELINGHUYSEN and Mr. VISCLOSKY for understanding this very important need. That money, in construction accounts and the Mississippi River and Tributaries account, will go to address an immediate need to repair and rebuild flood protection so that the victims of the historic flooding all up and down the Mississippi River and the Missouri River can recover from the terrible losses they have suffered.

It's not just the people in the southern Missouri district I represent who need help; it's also people in Louisiana, in Iowa, in North Dakota, in Kentucky, in Mississippi, Illinois and a host of other States.

### □ 1310

Throughout the country, people who rely on flood protection to shelter their homes, their schools, their churches, and their workplaces have seen their lives and their livelihoods totally dis-

rupted. In one Missouri county alone, the economic losses from flooding are estimated at over \$300 million. In the entire MR&T, the total exceeds 4 billion.

Without the certainty of future repairs to the levee systems that protect them, these Americans will remain at risk. They will be unable to rebuild. They'll find it difficult to get insurance. They'll watch their family businesses slip away with the receding floodwaters. Long after the disaster, there will be many, many personal disasters—even if it never rains another drop.

I know that some of our colleagues have raised concerns that this funding will come at a cost to future years of high-speed rail development. I greatly appreciate the desire to retain the promise of funding for those projects, but I must ask them to weigh the immediate need for flood protection against the future need for high-speed rail.

If these repairs aren't completed by next spring, a flood protection system that barely holds against the record flood of 2011 will be in extreme danger in 2012. The Corps would not have the same tools at its disposal to avert flooding in many parts of the country, including major urban areas along the river, like Memphis, Tennessee, just for example.

The funds in this bill respond to an unanticipated disaster of enormous magnitude. Failure to fund the effort to reset the levee system nationwide is an unnecessary risk with widespread economic and public safety implications.

I urge my colleagues to recognize the certainty this funding provides to distressed families all over the country, and I ask them to support a responsible arrangement to fund the Corps of Engineers during a very difficult budgetary climate for the Congress and the Nation.

In closing, I'm very, very grateful for the support of Chairman Freling-HUYSEN for this funding increase.

Mr. VISCLOSKY. Mr. Chairman, I yield 4 minutes to the gentleman from Massachusetts (Mr. MARKEY), the ranking member on the Natural Resources Committee.

Mr. MARKEY. I thank the gentleman from Indiana.

We continually hear from the Republicans that the pain of budget cuts has to be spread all around. Everyone has to deal with some pain. But we saw that was completely untrue in their budget plan. The GOP said, Sorry Grandma, not enough money for Medicare; sorry, low-income kids, we can't afford Medicaid. But billions, billions in tax breaks for Big Oil companies, they all stay on the books. They don't even touch any of the tax breaks for Big Oil, for Big Gas, for Big Coal. Tax loopholes that help keep companies offshoring jobs, those were too important to cut as well.

The Republican plan is about misplaced priorities, and we see it in full

display here, once again, today in this bill on the House floor. When it comes to nuclear power, the Republicans want to spend more taxpayer money after Fukushima. When it comes to coal. Republicans want to spend more taxpayer money. This bill even keeps alive the deepwater drilling program, ensuring that millions in tax breaks continue to be wasted on developing oil drilling technologies that rich oil companies already have and can afford to pay for themselves by tipping American consumers upside down at the pumps every time they go to refill their gas tanks. They don't need taxpayer money to do this. The last in line should be oil companies. They're the first in line. They are the first in line under the Republican agenda.

Now, when it comes to clean energy, though, when it comes to the future, what young people think should be the future of our country-solar, wind, geothermal, biomass, clean vehicles, hybrids, plug-in vehicles, all-electric vehicles, more efficient buildings, increases in science spending for research so we make the breakthroughs in energy research and weatherizing homes and buildings—what does this budget do? Down, down, down, down, down. They cut those budgets, every one of them. They cut the future. They cut the future. What do they do for the past, for oil, for coal, for gas, for Yucca Mountain nuclear waste dump? Up, up, up with the past. That's what this whole debate is about. It's a debate about the past versus the future.

And their budget, this budget, cuts the future. It cuts it in a radical way. And it says to the young people in our country, you're going to have to wait for another generation before we see the breakthroughs in wind and solar and all-electric vehicles.

That's the message to young people all across our country in this Republican budget. They cut wind and solar \$134 million. They cut clean vehicle technology \$46 million, green building technology \$61 million, science research \$43 million, weatherization \$141 million. The list goes on and on and on—more money for technologies of the past, less money for technologies of the future.

I will have an amendment next week that will give us an opportunity to rectify some of these misplaced spending priorities. But I have to hand it to my Republican colleagues for one thing. They are actually being honest.

The CHAIR. The time of the gentleman has expired.

Mr. VISCLOSKY. I yield the gentleman 2 additional minutes.

Mr. MARKEY. I thank the gentleman.

I have to hand it to my Republican colleagues. They are being honest with this bill. For the first time, unequivocally, the Republicans are telling Americans that their plan is to retreat from a clean energy future, from a solar, wind, biomass and all-electric future. They are saying it here, We want to cut all of those programs.

There's no hiding behind the numbers. They're screaming out here at the Members of the House on the floor and to the young people of our country. They're screaming, We are going to retreat from the future. They can't talk about their all-of-the-above energy program anymore. No, ladies and gentlemen. Their program is not all of the above. It's oil above all. That's what it's about. That's how they keep the tax breaks. That's how they keep the subsidies for the oil industry. They cut the programs for wind and solar.

Now, which industry in America is the last one, right now, that needs a tax break? It's the oil industry. They're recording the largest profits of any corporations in the history of America. If we're going to begin anywhere, can we begin with them? Do we have to take it out of clean energy to keep all the tax breaks for those wealthiest companies?

Do you know who's the happiest right now, who is really smiling? The corners of their mouths are turned upwards all across Venezuela, all across Saudi Arabia, and all across OPEC. They're looking out here at the Republican budget for the future, and they're saying, Ah, we can sleep at night. We don't have to worry that there will be more efficient vehicles. We don't have to worry that they're moving to an allelectric vehicle future. We don't have to worry that they're going to tell us that they don't need our oil any more than we need their sand. No. Their message is going to be, Bring it on. Let us continue to go on our hands and knees and beg for them to please produce more oil, please sell us more oil at \$100 a barrel. Please do that. That's what this Republican budget savs.

Vote "no."

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 3 minutes to the gentleman from Ohio (Mr. LATHAM).

Mr. LATHAM. I thank Mr. Freling-HUYSEN for the time.

Mr. Chairman, I rise in support of this bill and simply to make a point about the emergency funds and the offset that's provided to the Army Corps of Engineers.

I think everyone is aware, but I want to emphasize the dire situation we have today on the Mississippi River and, certainly, the very dire situation we have on the Missouri River that is costing lives, costing livelihoods, businesses, and the futures for so many families.

We also, Mr. Chairman, have a dire situation with our deficit today, and we've got to address that. In order to fund the immediate repairs for the life-saving levees, the committee proposed an offset from the high-speed rail. And that's really a program that they're talking about that in 10 years still won't be beyond the planning phases.

### □ 1320

As the chairman of the Transportation, Housing and Urban Develop-

ment Subcommittee on Appropriations, I understand that a portion of this money would have gone to very important projects in the Northeast corridor. Some of these projects have great merit, and Chairman Freling-Huysen has been the strongest advocate for funding for these programs that do have merit. He understands it; I understand it. We will do everything that we can to fund those projects because they are needed up there.

But I will also say that today we have an emergency beyond anything that I have ever seen before in my years. It would be a week ago Wednesday that I was standing on a levee by the Missouri River by the town of Percival, Iowa. Farmers were there on the other side of the levee trying to fix boils that were coming through underneath the levee, trying to save their farms, their communities. Some of those farmers, they were fifth- and sixth-generation farms, and they were fighting desperately to save their livelihood and their family's heritage. That was 3 in the afternoon on Wednesday. At 4 the next morning, Thursday morning, that levee blew out. And those livelihoods, those thousands of acres of farmland, the town of Percival itself is now underwater.

That is why these funds are desperately needed today, as soon as possible, to make sure that we can fund the type of emergency that we have going on today.

The Army Corps of Engineers needs that money today so they can repair those levees so we can save lives and livelihoods and the heritage for generations to come.

Mr. Chairman, today is not a question of what we want. We all want to see improvements in the Northeast corridor, and we are going to do everything we can to make that happen. But it is about what is needed today, what is an emergency today, what funds have to go to dire problems that we face and the dire consequences we will face if, in fact, we do not do the work that we need to do today.

I commend the chairman for his great work.

Mr. VISCLOSKY. Mr. Chairman, I thank the chair and the members of the committee and the exceptional staff that we have for their good work.

I have no further requests for time, and I yield back the balance of my time.

Mr. FRELINGHUYSEN. Mr. Chairman, I have no further requests for time, and I yield back the balance of my time.

The CHAIR. All time for general debate has expired.

Mr. FRELINGHUYSEN. Mr. Chairman, I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. Johnson of Ohio) having assumed the chair, Mr. Poe of Texas, Chair of the Committee of the Whole House on the State of the Union, reported that that

Committee, having had under consideration the bill (H.R. 2354) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes, had come to no resolution thereon.

### FREEDOM OF SPEECH

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

Mr. POE of Texas. Mr. Speaker, the very notion of freedom of expression was recently on trial in the Netherlands. The popular Dutch lawmaker Geert Wilders was charged with discrimination and incitement of hatred after he made a movie depicting Islamic clerics who incite violence in the name of religion. He was prosecuted not for his actions, but for his words. That is a scary thought.

There was only one proper resolution here, and, thankfully, the court did the right thing. Wilders was acquitted of all charges. The court ruled that his statements might be offensive to Muslims, but fell within the bounds of political free debate.

Freedom of speech is a God-given right to which every person and every nation is entitled. It is no coincidence that our country's Founding Fathers deemed it so important they listed it first in the Bill of Rights. A country that refuses one's freedom of speech is doomed to grow stagnant. How can it develop as a society when it stifles or tries to punish opinion? As Wilders himself said, "Every public debate holds the prospect of enlightenment." He certainly is correct.

And that's just the way it is.

### THE TRUTH

The SPEAKER pro tempore. Under the Speaker's announced policy of January 5, 2011, the gentleman from Texas (Mr. GOHMERT) is recognized for 60 minutes as the designee of the majority leader.

Mr. GOHMERT. Mr. Speaker, it is always an honor and a privilege to be here speaking on the House floor. It is interesting these days being a part of Congress. The media is given unfettered access to so much because we believe that people should be entitled to the truth. In fact, many libraries around the country have the line "the truth shall set you free." Of course, most people don't know where that came from. It was Jesus talking about him being the truth, and he was the truth. A lot of libraries that put that up don't realize that's what it is talking about. And I imagine there are a lot of reporters who have used that same line, and they don't know where that came from.

But what gets troubling is when reporters have access to complete transcripts, video, and they intentionally set out to deceive the public. It seems to happen a great deal. I personally

think it is one of the reasons that Fox News has just taken off so strongly, because people can see that the other cable news networks, so many of them at least, have such a slant. They don't give you the whole truth. There is nothing fair or balanced about some of the presentations. I know personally, having been on a CNN show where they cut your mike off for 4½ minutes, trash-mouth you for awhile, turn your microphone on, and then refuse to acknowledge that there is even the possibility that what you're saying is true when you know, indeed, it is true.

But this happened just here in the last week. I was on a Fox Business show, and we were talking about the money being spent by this White House and also comparing that to the Bush White House, and I had the data, absolute factual data that, for example, in the Bush White House, there were 447 total staff, and in the Obama staff there are 454 total White House staff.

#### □ 1330

You wouldn't think seven additional people would be that big of a deal except that nearly a fourth of the Bush White House staff—102 people, in fact made under \$40,000; whereas, in the Obama White House, there is no paid staff member who gets less than \$40,000. So you see dramatically the difference. I was pointing out that perhaps, in the Obama White House, because of all the greatness of this White House as compared to prior White House staffs, that you deserve to be paid more because you're associated with so much more greatness in this White House.

It's interesting to see over the last 6½ years I've been in Congress that there are an awful lot of people in the mainstream media, especially in Washington, who do not understand sarcasm, who do not understand facetiousness. So, at times, it's funny to say things sarcastically, knowing that they won't get it.

But in any event, we also commented on the fact that there were all these—I think 34—czars in the Obama White House, and they're getting paid tremendous amounts of money. So Fox News had published an article, and they pointed these things out. They were talking about the interview, and they got all of the quotes accurate.

As they pointed out, it said: "The White House released its annual salary report to Congress, and like anything in Washington, it depends on who you ask if they went up too much or are an adequate reflection of the tough economic times and have moved down."

This is the writing of Kimberly Schwandt with Fox News.

Ms. Schwandt goes on to say: "The salaries, which can be seen here, show that about a third of the employees make more than \$100,000 per year and the lowest earn \$41,000, except for three people who are working for no compensation, or zero annual salary; 21 employees made the maximum of \$172,000.

"The White House backs the figures, saying that salaries went down an average of \$150 per person and that total salary spending decreased, in part, due to the total number of staffers going down as well."

Then a quote from spokesman Eric Schultz from the White House: "President Obama is deeply committed to continuing to reduce costs in government. However, some critics say they are spending too much, like Representative Louie Gohmert, Republican of Texas."

He quoted me accurately as saying: "In the White House, in looking at it, this administration's got over 450 employees. Now, under the Bush administration, there were over 100. About a fourth of the employees made less than \$40,000."

"Fox News fact-checked, and the Congressman's statements do pan out, with 102 of the 447 employees on the 2008 list having salaries of less than \$40.000."

Another quote from me. I said: "'I guess, you know, there's so much greatness when you associate with this White House you deserve to be paid more. I don't know,' he said.

"Gohmert added another sarcastic jab, 'Don't forget the 34—the 34 czars that are out there dictating policy, and let's face it. When you're a dictator, you need to be paid more."

Then it points out: "As the economy faltered, President Obama enacted a pay freeze earlier in his administration for top wage-earners. Wednesday, at a Twitter town hall, he referenced the freeze."

Of course, as we've learned from this White House and as we know from the House rules, the President never lies or misrepresents, but certainly there are many facts that are just wrong. For example, when the President ordered our troops to bomb Libva and be involved in what he called a "kinetic attack" in Libya, which was clearly military action, he said we would be there for days, not weeks or months. It has turned out it's months and maybe years unless Congress gets the Senate to go along with one of the things we passed here in the House, to cut off the spending in a country where this President is fighting for and with a group that may turn out to be worse than the bloodthirsty, mean-spirited Qadhafi has been.

In any event, there was an article written in The Hill newspaper. Again, this was fact-checked by Fox News, but it's just interesting. You hear about it all the time, the slant of the mainstream media. It's interesting because The Hill has reporters like Molly Hooper. I've never had her be anything but completely honest and truthful. She has always, that I'm aware of, been fair to me and fair in her reporting that I've seen; but this one is a person named Judy Kurtz, who just, I have to say, was dishonest. This is the story that Judy Kurtz wrote this week, July 6, in The Hill.