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PROCEEDINGS AND DEBATES OF THE 112<sup>th</sup> CONGRESS, SECOND SESSION

Vol. 158

WASHINGTON, MONDAY, MAY 7, 2012

No. 63

## House of Representatives

The House met at 2 p.m. and was called to order by the Speaker pro tempore (Mr. SMITH of Nebraska).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
May 7, 2012.

I hereby appoint the Honorable ADRIAN SMITH to act as Speaker pro tempore on this day.

JOHN A. BOEHNER,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer:  
We give You thanks O God for giving us another day. Please help us to use it well.

We ask Your blessing upon this assembly and upon all to whom the authority of government is given. Help them to meet their responsibilities during these days, to attend to the immediate needs and concerns of the moment, all the while enlightened by the majesty of Your creation and Your eternal spirit.

We give You thanks that we all can know and share the fruits of Your spirit, especially in this time the virtue of tolerance and reconciliation, of justice and righteousness, of goodwill and understanding, of patience and loving care for others.

Watch over this House and cause Your blessing to be upon each Member, that they might serve all the people with sincerity and truth.

May all that is done within the people's House this day be for Your greater honor and glory.

Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from South Carolina (Mr. WILSON) come forward and lead the House in the Pledge of Allegiance.

Mr. WILSON of South Carolina led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### PRESIDENT FAILS YOUNG AMERICANS

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

Mr. WILSON of South Carolina. Mr. Speaker, last Friday, the Bureau of Labor Statistics released the latest jobs report. Sadly, for the past 39 months, our Nation's unemployment rate has remained at or above 8 percent. It is gruesomely clear that the President's failed policies are not working for young Americans but, instead, are destroying jobs, with 54 percent of college graduates under 25 unemployed or underemployed.

The most recent report confirmed that more than 500,000 of discouraged Americans have given up searching for a job in the last 2 months. If the labor force remained the same size as 2009, when the President was sworn into office, our Nation's unemployment rate would be at 11 percent. The President's policies are failing young Americans with shrinking jobs and growing deficits with devastating interest payments.

It is past time for the liberal-controlled Senate to take up the House Republicans' more than 30 bills which will help create jobs.

In conclusion, God bless our troops, and we will never forget September the 11th in the global war on terrorism.

### CONGRATULATING ZIPPO MANUFACTURING COMPANY

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

Mr. THOMPSON of Pennsylvania. Mr. Speaker, today I rise to recognize Zippo Manufacturing Company, which is located in the Fifth District of Pennsylvania, city of Bradford, McKean County.

Zippo employs approximately 900 people in Bradford, which is a community of approximately 8,000 people, making it the largest employer in the county.

Zippo has been making lighters since 1895 and became very popular during World War II. Next month, Zippo will celebrate the production of its 500 millionth windproof pocket lighter at the company's manufacturing plant. The actual 500 millionth Zippo lighter will be classic brushed chrome with two-tone engraving and an individual serial number of "1."

But it's not just the number that Zippo and its employees will celebrate; it's that over the years Zippo has developed an iconic brand; it's that consumers in over 160 countries around the world buy Zippo products; it's that despite the drastic downturn in the economy, Zippo, through hard work and innovation, has continued to successfully grow its business, support our domestic manufacturers and the strength of our communities.

For these reasons, Zippo CEO Gregory Booth was recently nominated to serve on the U.S. Department of Commerce's Manufacturing Council.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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I want to congratulate Zippo on this tremendous accomplishment.

#### HONORING LEONA MARTENS

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

Mr. GARDNER. Mr. Speaker, I rise today to honor and remember Leona Martens of Greeley, Colorado.

Leona faithfully served the community of Weld County for 22 years as the executive director of the Weld County Food Bank. While Leona lost her battle against cancer, her legacy and influence will continue the fight against hunger for generations to come. Under Leona's leadership, the Weld Food Bank grew its annual distribution from 40,000 to 8 million pounds of food. She expanded their operating facilities to 35,000 square feet, where they serve more than 10,000 residents each month.

The tremendous leadership, dedication, and passion she held for the citizens of Weld County is unrivaled, and the county has truly reaped the benefit of her work.

I had the opportunity to tour the food bank—part of it is named after her and in her memory—this past December and fully agree with her colleagues and friends who described Leona as “an amazing leader with tremendous vision,” a “tireless worker,” and “true friend.”

Thanks to Leona's passion and tireless effort, Weld County citizens are ensured continued service and dedication.

It is my honor to stand here today to remember and recognize Leona Martens for her incredible vision, hard work, and passion to improve the lives of the citizens of Greeley, Colorado.

#### COMMUNICATION FROM THE HONORABLE KAY GRANGER, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from the Honorable KAY GRANGER, Member of Congress:

HOUSE OF REPRESENTATIVES,  
April 26, 2012.

Hon. JOHN A. BOEHNER,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a subpoena, issued by the United States District Court for the Northern District of Texas, for deposition testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is not consistent with the privileges and rights of the House.

Sincerely,

KAY GRANGER,  
Member of Congress.

#### COMMUNICATION FROM THE HONORABLE PETE SESSIONS, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following commu-

nication from the Honorable PETE SESSIONS, Member of Congress:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 26, 2012.

Hon. JOHN A. BOEHNER,  
Speaker,  
Washington, DC.

DEAR SPEAKER BOEHNER: This is to notify you formally pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a subpoena, issued by the United States District Court for the Northern District of Texas, for deposition testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is not consistent with the privileges and rights of the House.

Sincerely,

PETE SESSIONS,  
Member of Congress.

#### COMMUNICATION FROM SPECIAL ASSISTANT, THE HONORABLE ELIJAH E. CUMMINGS, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from Harry T. Spikes, II, Special Assistant, the Honorable ELIJAH E. CUMMINGS, Member of Congress:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 27, 2012.

Hon. JOHN A. BOEHNER,  
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena for documents and testimony issued by the District Court of Maryland, Baltimore County, in connection with civil litigation currently pending before that court.

After consultation with the Office of General Counsel, I have determined that because the subpoena is not “material and relevant,” compliance with the subpoena is inconsistent with the privileges and precedents of the House.

Sincerely,

HARRY T. SPIKES, II,  
Special Assistant.

#### COMMUNICATION FROM THE HONORABLE ELIJAH E. CUMMINGS, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from the Honorable ELIJAH E. CUMMINGS, Member of Congress:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 27, 2012.

Hon. JOHN A. BOEHNER,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena for documents and testimony issued by the District Court of Maryland, Baltimore County, in connection with civil litigation currently pending before that court.

After consultation with the Office of General Counsel, I have determined that because the subpoena is not “material and relevant,” compliance with the subpoena is incon-

sistent with the privileges and precedents of the House.

Sincerely,

ELIJAH E. CUMMINGS,  
Member of Congress.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 4 p.m. today.

Accordingly (at 2 o'clock and 10 minutes p.m.), the House stood in recess.

□ 1600

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. SMITH of Nebraska) at 4 p.m.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

Record votes on postponed questions will be taken after 6:30 p.m. today.

#### AUTHORIZING USE OF EMANCIPATION HALL TO CELEBRATE BIRTHDAY OF KING KAMEHAMEHA

Mr. HARPER. Mr. Speaker, I move to suspend the rules and agree to the concurrent resolution (H. Con. Res. 105) authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to celebrate the birthday of King Kamehameha.

The Clerk read the title of the concurrent resolution.

The text of the concurrent resolution is as follows:

#### H. CON. RES. 105

*Resolved by the House of Representatives (the Senate concurring),*

#### SECTION 1. USE OF EMANCIPATION HALL FOR EVENT TO CELEBRATE BIRTHDAY OF KING KAMEHAMEHA.

(a) AUTHORIZATION.—Emancipation Hall in the Capitol Visitor Center is authorized to be used for an event on June 24, 2012, to celebrate the birthday of King Kamehameha.

(b) PREPARATIONS.—Physical preparations for the conduct of the ceremony described in subsection (a) shall be carried out in accordance with such conditions as may be prescribed by the Architect of the Capitol.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Mississippi (Mr. HARPER) and the gentlewoman from Hawaii (Ms. HANABUSA) each will control 20 minutes.

The Chair recognizes the gentleman from Mississippi.

#### GENERAL LEAVE

Mr. HARPER. Mr. Speaker, I ask unanimous consent that all Members