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House of Representatives

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

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
June 25, 2012.

I hereby appoint the Honorable ANDY HARRIS to act as Speaker pro tempore on this day.

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

PRAYER

Reverend Aaron Damiani, Church of the Resurrection, Washington, D.C., offered the following prayer:

Almighty God, we thank You for establishing the vocation of public service. On behalf of the men and women of this body, we ask for Your grace to carry out their work without partiality. May they exercise their authority with wisdom, so that our country may be governed in the way of peace.

Grant each Member of Congress a concern for a rightly ordered public life, so that justice may roll down like waters, and righteousness like an everflowing stream. Strengthen the bonds of trust among the elected officials gathered here, and the ones serving throughout this great land. May honesty and goodwill define their common labor.

O God, our help in ages past, do not let our country be overcome by evil, but let us overcome evil with good. In the name of the Father and the Son and the Holy Spirit, 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. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore 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.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 21, 2012.

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

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on June 21, 2012 at 5:46 p.m.:

That the Senate passed H.R. 33.

With best wishes, I am
Sincerely,

KAREN L. HAAS.

RESIGNATION AS MEMBER OF COMMITTEE ON ARMED SERVICES

The SPEAKER pro tempore laid before the House the following resignation as a member of the Committee on Armed Services:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 22, 2012.

Hon. JOHN BOEHNER,
Speaker of the House, The Capitol, Washington, DC.

DEAR SPEAKER BOEHNER: I am writing to inform you that I am taking a leave of absence from the House Armed Services Committee, effective immediately.

Should you have any questions or concerns, please contact my Chief of Staff, Ms. Tara Oursler.

Sincerely,

C.A. DUTCH RUPPERSBERGER,
Member of Congress.

The SPEAKER pro tempore. Without objection, the resignation is accepted.

There was no objection.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until noon tomorrow for morning-hour debate.

There was no objection.

Accordingly (at 2 o'clock and 3 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, June 26, 2012, at noon.

EXECUTIVE COMMUNICATIONS, ETC.

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

6575. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Horse Protection Act; Requiring Horse Industry Organizations To Assess and Enforce Minimum Penalties for Violations [Docket No.: APHIS-2011-0030] (RIN: 0579-AD43) received June 12, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6576. A letter from the Acting Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Asian Longhorned Beetle; Quarantined Areas in Massachusetts, Ohio, and

☐ 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.

New York [Docket No.: APHIS-2012-0003] received June 4, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6577. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Fenamidone; Pesticide Tolerance; Technical Amendment [EPA-HQ-OPP-2006-0848; FRL-9351-5] received June 1, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6578. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Title 41 Positive Law Codification-Further Implementation (DFARS Case 2012-D003) (RIN: 0750-AH55) received June 8, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6579. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Contractors Performing Private Security Functions (DFARS Case 2011-D023) (RIN: 0750-AH28) received July 6, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6580. A letter from the Director, Department of Defense, transmitting the Department's twenty-second annual report for the Pentagon Renovation and Construction Program Office (PENREN), pursuant to 10 U.S.C. 2674; to the Committee on Armed Services.

6581. A letter from the Under Secretary, Department of Defense, transmitting certification that the EP-3E Airborne Reconnaissance Integrated Electronic System and the Special Projects Aircraft platforms meet all current requirements; to the Committee on Armed Services.

6582. A letter from the Adjutant General, Veterans of Foreign Wars of the U.S., transmitting proceedings of the 112th National Convention of the Veterans of Foreign Wars of the United States, held in San Antonio, Texas, August 28 — September 1, 2011, pursuant to 36 U.S.C. 118 and 44 U.S.C. 1332; (H. Doc. No. 112—115); to the Committee on Veterans' Affairs and ordered to be printed.

6583. A letter from the Chief Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations (Fremont County, Colorado et al.) [Docket ID: FEMA-2012-0003] received May 29, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6584. A letter from the Chief Counsel, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility (Township of Annville, Lebanon County, Pennsylvania, et al) [Docket ID: FEMA-2012-0003] [Internal Agency Docket No.: FEMA-8231] received May 29, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6585. A letter from the Acting Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting the Commission's final rule — Safety Standard for Portable Bed Rails: Final Rule [CPSC Docket No.: CPSC-2011-0019] received May 31, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6586. A letter from the Acting Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting the Commission's final rule — Requirements for Consumer Registration of Durable Infant or Toddler Products received May 31, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6587. A letter from the Acting Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting the Commission's final rule — Standard for All-Terrain Vehicles [CPSC Docket No.: CPSC-2011-0047] received May 31, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6588. A letter from the Secretaries, Department of Agriculture and Department of Health and Human Services, transmitting Report to Congress on Thefts, Losses, or Releases of Select Agents and Toxins For Calendar Year 2011; to the Committee on Energy and Commerce.

6589. A letter from the Secretary, Department of Energy, transmitting Management of Nuclear Construction Projects that Exceed $1 Billion: Impact on Nuclear Safety Culture; to the Committee on Energy and Commerce.

6590. A letter from the Associate General Counsel for Legislation, and Regulation and Energy Efficiency, Department of Energy, transmitting the Department's final rule — Energy Conservation Program: Energy Conservation Standards for Residential Dishwashers [Docket Number: EERE-2011-BT-STD-0060] (RIN: 1940-AC64) received May 30, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6591. A letter from the Secretary, Department of Health and Human Services, transmitting the second progress report of the implementation of Section 3507 of the Patient Protection and Affordable Care Act of 2010; to the Committee on Energy and Commerce.

6592. A letter from the Secretary, Department of Health and Human Services, transmitting sixth quarterly report on Progress Toward Promulgating Final Regulations for the Menu and Vending Machine Labeling Provisions of the Patient Protection and Affordable Care Act of 2010; to the Committee on Energy and Commerce.

6593. A letter from the Secretary, Department of Health and Human Services, transmitting the annual financial report to Congress required by the Medical Device User Fee and Modernization Act of 2002 (MDUFMA), covering FY 2012; to the Committee on Energy and Commerce.

6594. A letter from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting the Department's final rule — Amendments to Sterility Test Requirements for Biological Products; Correction [Docket No.: FDA-2011-N-0080] (RIN: 0910-AG16) received June 4, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6595. 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; Illinois; Consumer Products and AIM Rules [EPA-R05-OAR-2010-0394; FRL-9663-1] received June 1, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6596. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Regional Haze: Revisions to Provisions Governing Alternatives to Source-Specific Best Available Retrofit Technology (BART) Determinations, Limited SIP Disapprovals, and Federal Implementation Plans [EPA-HQ-OAR-2011-0729; FRL-9672-9] (RIN: 2060-AR05) received June 1, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6597. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, South Coast Air Quality Management District [EPA-R09-OAR-2012-0236; FRL-9670-8] received June 1, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6598. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Monitoring the Effectiveness of Maintenance At Nuclear Power Plants Regulatory Guide 1.160 received May 29, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6599. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting a six-month periodic report on the national emergency with respect to the proliferation of weapons of mass destruction that was declared in Executive Order 12938 of November 14, 1994, and continued by the President each year, most recently on November 9, 2011; to the Committee on Foreign Affairs.

6600. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the Department's report on progress toward a negotiated solution of the Cyprus question covering the period February 1, 2012 through March 31, 2012; to the Committee on Foreign Affairs.

6601. A communication from the President of the United States, transmitting notification that the national emergency declared with respect to the Western Balkans is to continue in effect beyond June 26, 2012, pursuant to 50 U.S.C. 1622(d); (H. Doc. No. 112—118); to the Committee on Foreign Affairs and ordered to be printed.

6602. A letter from the Administrator, Agency for International Development, transmitting the Agency's semiannual report from the office of the Inspector General for the period ending March 31, 2012, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

6603. A letter from the Presiding Governor, Broadcasting Board of Governors, transmitting the Board's semiannual report from the office of the Inspector General for the period October 1, 2011 through March 31, 2012; to the Committee on Oversight and Government Reform.

6604. A letter from the Secretary, Department of Health and Human Services, transmitting the semiannual report on the activities of the Office of Inspector General for the period ending March 31, 2012, pursuant to 5 U.S.C. app. (Insp. Gen. Act), section 5(b); to the Committee on Oversight and Government Reform.

6605. A letter from the Director, Congressional Affairs, Federal Election Commission, transmitting the Commission's semiannual report from the office of the Inspector General for the period October 1, 2011 through March 31, 2012, pursuant to 5 U.S.C. app. (Insp. Gen. Act), section 5(b); to the Committee on Oversight and Government Reform.

6606. A letter from the Chairman, Postal Service, transmitting the Semiannual Report of the Inspector General for the period of October 1,2011 through March 31, 2012, pursuant to 5 U.S.C. app. (Insp. Gen. Act), section 5(b); to the Committee on Oversight and Government Reform.

6607. A letter from the Sr. VP and Chief Financial Officer, Potomac Electric Power Company, transmitting the Balance Sheet of Potomac Electric Power Company as of December 31, 2011, pursuant to D.C. Code Ann. 34-1113 (2001); to the Committee on Oversight and Government Reform.

6608. A letter from the Deputy Assistant Secretary — Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Production Measurement Documents Incorporated by Reference; Correction [Docket ID: BSEE-2012-0003] (RIN: 1014-AA01) received May 31, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

6609. A letter from the Clerk of the House of Representatives, transmitting annual compilation of financial disclosure statements of the members of the Office of Congressional Ethics, pursuant to Rule XXVI, clause 3, of the House Rules; (H. Doc. No. 112—116); to the Committee on Rules and ordered to be printed.

6610. A letter from the Clerk of the House of Representatives, transmitting the annual compilation of personal financial disclosure statements and amendments thereto filed with the Clerk of the House of Representatives; (H. Doc. No. 112—117); to the Committee on Rules and ordered to be printed.

6611. A letter from the Director of Regulation Policy and Management, Office of the General Counsel, Department of Veterans Affairs, transmitting the Department's final rule — Servicemembers' Group Life Insurance Traumatic Injury Protection Program — Genitourinary Losses (RIN: 2900-AO20) received May 31, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6612. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Extension of Import Restrictions Imposed on Archaeological and Ethnological Materials From Peru (RIN: 1515-AD89) received June 4, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6613. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting a report concerning the extension of waiver authority for Turkmenistan, pursuant to Public Law 93-618, section 402(d)(1) and 409; to the Committee on Ways and Means.

6614. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Revenue Ruling: Discharge of Partnership Excess Nonrecourse Indebtedness (Rev. Rul. 2012-14) received May 29, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6615. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Extension of Interim Guidance on Modification of Section 833 Treatment of Certain Health Organizations [Notice 2012-37] received May 29, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6616. A letter from the Secretary, Department of Energy, transmitting Naval Petroleum Reserves Annual Report of Operations for Fiscal Year 2011; jointly to the Committees on Armed Services and Energy and Commerce.

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:

[Following report was filed on June 22, 2012]

Mr. ISSA: Recommending that the House of Representatives find Eric H. Holder, Jr., Attorney General, U.S. Department of Justice, in Contempt of Congress for Refusal to Comply with a Subpoena Duly Issued by the Committee on Oversight and Government Reform (Rept. 112–546). Referred to the House Calendar.

[Submitted June 25, 2012]

Mr. MILLER of Florida: Committee on Veterans' Affairs. Third Quarter Report of the Activities of the Committee on Veterans' Affairs During the 112th Congress (Rept. 112–547). Referred to the Committee of the Whole House on the state of the Union.

Mr. SMITH of Texas: Committee on the Judiciary. H.R. 4018. A bill to improve the Public Safety Officers' Benefits Program; with an amendment (Rept. 112–548). Referred to the Committee of the Whole House on the state of the Union.

Mr. SMITH of Texas: Committee on the Judiciary. H.R. 4223. A bill to amend title 18, United States Code, to prohibit theft of medical products, and for other purposes; with an amendment (Rept. 112–549). Referred to the Committee of the Whole House on the state of the Union.

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. PEARCE (for himself, Mr. HEINRICH, and Mr. LUJÁN):

H.R. 6017. A bill to authorize the Administrator of the Federal Emergency Management Agency to waive the 30-day waiting period for flood insurance policies purchased for private properties affected by wildfire on Federal lands; to the Committee on Financial Services.

By Mr. CLEAVER (for himself, Mr. CLAY, Mr. CARNAHAN, Mrs. HARTZLER, and Mr. LUETKEMEYER):

H. Res. 701. A resolution recognizing the teams and players of the Negro Baseball Leagues for their achievements, dedication, sacrifices, and contributions to both baseball and the Nation; to the Committee on Natural Resources.

By Mr. CLEAVER (for himself, Mr. CLAY, Mr. CARNAHAN, Mrs. HARTZLER, and Mr. LUETKEMEYER):

H. Res. 702. A resolution recognizing Major League Baseball as an important part of the cultural history of American society, celebrating the 2012 Major League Baseball All-Star Game, and honoring Kansas City, Missouri, as the host city of the 83rd All-Star Game; to the Committee on Oversight and Government Reform.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 7 of rule XII of the Rules of the House of Representatives, the following statements are submitted regarding the specific powers granted to Congress in the Constitution to enact the accompanying bill or joint resolution.

By Mr. PEARCE:

H.R. 6017.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 3 of the Constitution of the United States grants Congress the power to enact this law.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 178: Mr. GRIFFITH of Virginia, Mr. COOPER, and Mrs. BLACKBURN.

H.R. 181: Mr. ROONEY and Mr. TONKO.

H.R. 186: Mrs. EMERSON.

H.R. 1063: Mr. DENT and Mr. CROWLEY.

H.R. 1325: Mr. MCDERMOTT.

H.R. 1332: Mrs. EMERSON.

H.R. 1489: Mr. FALEOMAVAEGA.

H.R. 2077: Mr. SENSENBRENNER and Mr. PETRI.

H.R. 2267: Mrs. MCMORRIS RODGERS.

H.R. 2775: Mr. CLEAVER.

H.R. 2861: Ms. SCHAKOWSKY.

H.R. 2978: Mr. SCALISE.

H.R. 3352: Mr. LOEBSACK.

H.R. 3861: Mr. CAMP, Mr. CLARKE of Michigan, and Mr. HUIZENGA of Michigan.

H.R. 4018: Mr. HINCHEY.

H.R. 4066: Mr. WALDEN.

H.R. 4070: Mr. MICA.

H.R. 4124: Mr. HINCHEY.

H.R. 4367: Mr. MCHENRY, Mr. SMITH of Nebraska, Mr. ROYCE, Mr. PETRI, Mr. SHIMKUS, Ms. CHU, and Mr. SENSENBRENNER.

H.R. 5707: Mr. BLUMENAUER.

H.R. 5738: Mr. KILDEE.

H.R. 5893: Mr. KING of New York.

H.R. 5942: Mrs. BLACKBURN.

H.R. 5953: Mr. GOSAR and Mr. ALEXANDER.

H. Res. 623: Mr. DOLD, Mr. SCOTT of South Carolina, and Mr. TIPTON.

H. Res. 693: Mr. KUCINICH and Ms. WASSERMAN SCHULTZ.

AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

H.R. 5972

OFFERED BY: MR. NADLER

AMENDMENT NO. 1: Page 71, line 19, after the dollar amount insert ''(reduced by $2,000,000)''.

Page 72, line 20, after the dollar amount insert ''(reduced by $2,000,000)''.

Page 88, line 23, after the dollar amount insert ''(increased by $2,000,000)''.

H.R. 5972

OFFERED BY: MR. NADLER

AMENDMENT NO. 2: Page 75, line 7, after the dollar amount, insert ''(increased by $257,000,000)''.

Page 75, line 14, after the dollar amount, insert ''(increased by $257,000,000)''.

Page 104, line 12, after the dollar amount, insert ''(reduced by $71,500,000)''.

Page 104, line 13, after the dollar amount, insert ''(reduced by $71,500,000)''.

Page 110, line 9, after the dollar amount, insert ''(reduced by $135,500,000)''.

Page 111, line 21, after the dollar amount, insert ''(reduced by $50,000,000)''.