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Vol. 158

WASHINGTON, TUESDAY, JANUARY 17, 2012

No. 5

House of Representatives

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

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
January 17, 2012.

I hereby appoint the Honorable STEVE WOMACK 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: Loving God, we give You thanks for giving us another year.

At the beginning of this new day, we are grateful as individuals and as a Nation for all the blessings we have been given.

We ask Your blessing upon the Members of this people's House as they reconvene for the second session. May they anticipate the opportunities and difficulties that are before them, and before so many Americans, with steadfast determination to work together toward solutions that will benefit their countrymen. Grant that they be worthy of the responsibilities they have been given by their constituents and truly be the people You have called them to be.

May the walls of disagreement that have divided this assembly be put aside and replaced by a spirit of respect and dignity.

May Your Spirit, O God, be in all of our hearts and minds and encourage us to do the works of peace and justice, now and always.

May all that we do be done for Your greater honor and glory. Amen.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 6:30 p.m. today.

Accordingly (at 2 o'clock and 1 minute p.m.), the House stood in recess until approximately 6:30 p.m.

□ 1830

AFTER RECESS

The recess having expired, the House was called to order by the Speaker at 6 o'clock and 30 minutes p.m.

CALL OF THE HOUSE

The SPEAKER. A call of the House is ordered to ascertain the presence of a quorum.

Members will record their presence by electronic device.

The call was taken by electronic device, and the following Members responded to their names:

[Roll No. 1]

Ackerman
Adams
Aderholt
Akin
Alexander
Altmire
Amash
Amodei
Andrews
Austria
Baca
Bachmann
Bachus
Baldwin
Barletta
Barrow
Bartlett
Barton (TX)
Bass (NH)
Becerra
Benishkek
Berg
Biggart
Bilbray
Bilirakis
Bishop (NY)
Black
Blackburn

Blumenauer
Boehner
Bonner
Bono Mack
Boren
Boswell
Boustany
Brady (PA)
Brady (TX)
Braley (IA)
Brooks
Broun (GA)
Brown (FL)
Buchanan
Bucshon
Buerkle
Burgess
Burton (IN)
Calvert
Camp
Canseco
Cantor
Capito
Capps
Capuano
Carnahan
Carney
Carson (IN)

Cassidy
Castor (FL)
Chabot
Chandler
Chu
Cicilline
Clarke (MI)
Cleaver
Clyburn
Coble
Coffman (CO)
Cole
Conaway
Connolly (VA)
Conyers
Cooper
Costa
Courtney
Cravaack
Crawford
Crenshaw
Critz
Crowley
Cuellar
Cummings
Davis (CA)
Davis (IL)
Davis (KY)

DeFazio
DeGette
DeLauro
Denham
Dent
DesJarlais
Deutch
Diaz-Balart
Dicks
Dingell
Doggett
Dold
Donnelly (IN)
Doyle
Dreier
Duffy
Duncan (SC)
Duncan (TN)
Edwards
Ellison
Ellmers
Emerson
Engel
Farenthold
Fattah
Filner
Fincher
Fitzpatrick
Flake
Fleischmann
Fleming
Flores
Forbes
Fortenberry
Fox
Frelinghuysen
Fudge
Gallegly
Garamendi
Gardner
Garrett
Gerlach
Gibbs
Gibson
Gonzalez
Goodlatte
Gosar
Gowdy
Granger
Graves (GA)
Graves (MO)
Green, Al
Green, Gene
Griffin (AR)
Griffith (VA)
Grimm
Guinta
Guthrie
Gutierrez
Hahn
Hall

Hanabusa
Hanna
Harper
Harris
Hartzler
Hastings (FL)
Hastings (WA)
Hayworth
Heck
Hensarling
Herger
Herrera Beutler
Higgins
Himes
Hinojosa
Hochul
Holden
Holt
Hoyer
Huelskamp
Huizenga (MI)
Hultgren
Hunter
Hurt
Issa
Israel
Jackson (IL)
Jackson Lee
(TX)
Jenkins
Johnson (IL)
Johnson (OH)
Johnson, Sam
Jones
Jordan
Kaptur
Keating
Kelly
Kildee
King (IA)
King (NY)
Kingston
Kinzinger (IL)
Kissell
Kline
Kucinich
Labrador
Lamborn
Lance
Landry
Langevin
Lankford
Larsen (WA)
Larson (CT)
Latham
LaTourette
Latta
Lee (CA)
Levin
Lewis (CA)
Lewis (GA)

LoBiondo
Loebsack
Long
Lowey
Lucas
Luetkemeyer
Lummis
Lungren, Daniel
E.
Mack
Maloney
Manzullo
Marchant
Markey
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McClintock
McCollum
McCotter
McDermott
McGovern
McHenry
McIntyre
McKeon
McKinley
McMorris
Rodgers
McNerney
Meehan
Meeks
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore
Mulvaney
Murphy (CT)
Murphy (PA)
Myrick
Nadler
Neal
Neugebauer
Nugent
Nunes
Nunnelee
Olson
Oliver
Owens
Palazzo
Pallone
Pascarelli
Pastor (AZ)
Paulsen
Payne
Pearce
Pelosi

□ 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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H9

| | | |
|--------------|------------------|---------------|
| Pence | Runyan | Thompson (CA) |
| Perlmutter | Ruppersberger | Thompson (MS) |
| Peters | Rush | Thompson (PA) |
| Petri | Ryan (OH) | Thornberry |
| Pingree (ME) | Ryan (WI) | Tiberi |
| Pitts | Sánchez, Linda | Tipton |
| Platts | T. | Towns |
| Poe (TX) | Sanchez, Loretta | Tsongas |
| Polis | Sarbanes | Turner (NY) |
| Pompeo | Scalise | Turner (OH) |
| Posey | Schakowsky | Upton |
| Price (GA) | Schiff | Van Hollen |
| Price (NC) | Schilling | Velázquez |
| Quayle | Schmidt | Visclosky |
| Quigley | Schrader | Walberg |
| Rahall | Schwartz | Walden |
| Rangel | Schweikert | Walsh (IL) |
| Reed | Scott (SC) | Walz (MN) |
| Rehberg | Scott (VA) | Wasserman |
| Reichert | Scott, Austin | Schultz |
| Renacci | Scott, David | Watt |
| Ribble | Sensenbrenner | Waxman |
| Richardson | Serrano | Webster |
| Richmond | Sessions | Welch |
| Rigell | Sewell | West |
| Rivera | Sherman | Whitfield |
| Roby | Shimkus | Wilson (FL) |
| Roe (TN) | Shuster | Wilson (SC) |
| Rogers (AL) | Sires | Wittman |
| Rogers (KY) | Smith (NE) | Wolf |
| Rogers (MI) | Smith (TX) | Womack |
| Rokita | Smith (WA) | Woodall |
| Rooney | Southerland | Woolsey |
| Ros-Lehtinen | Stearns | Yarmuth |
| Roskam | Stivers | Yoder |
| Ross (AR) | Stutzman | Young (AK) |
| Ross (FL) | Sullivan | Young (FL) |
| Rothman (NJ) | Sutton | Young (IN) |
| Royce | Terry | |

□ 1850

The SPEAKER. On this roll call, 378 Members have recorded their presence. A quorum is present.

PERSONAL EXPLANATION

Mr. TONKO. Mr. Speaker, on rollcall No. 1 I was delayed. Had I been present, I would have voted "present."

PERSONAL EXPLANATION

Mrs. NAPOLITANO. Mr. Speaker, on Tuesday, January 17, 2012, I was absent during rollcall vote No. 1. Had I been present, I would have voted "present" to establish a quorum in the House of Representatives for the start of the Second Session of the 112th Congress.

PERSONAL EXPLANATION

Ms. EDDIE BERNICE JOHNSON of Texas. Mr. Speaker, on rollcall No. 1, I arrived late due to a court case. Had I been present, I would have voted "present."

THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the proceedings of January 13, 2012, and announces to the House his approval thereof.

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

Mr. WOMACK. Mr. Speaker, pursuant to clause 1, rule I, I demand a vote on agreeing to the Speaker's approval of the Journal.

The SPEAKER. The question is on the Speaker's approval of the Journal.

The question was taken; and the Speaker announced that the ayes appeared to have it.

Mr. WOMACK. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER. Pursuant to clause 8, rule XX, further proceedings on this question will be postponed.

The point of no quorum is considered withdrawn.

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Florida (Mr. WEST) come forward and lead the House in the Pledge of Allegiance.

Mr. WEST 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.

SWEARING IN OF THE SERGEANT AT ARMS OF THE HOUSE OF REPRESENTATIVES

The SPEAKER laid before the House the following resignation from the House of Representatives:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE SERGEANT AT ARMS,
Washington, DC, January 17, 2012.

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

DEAR MR. SPEAKER: I hereby offer my resignation as Sergeant at Arms of the House of Representatives, effective January 17, 2012. It has been a privilege and honor to serve this institution as Sergeant at Arms since the 104th Congress.

If I can ever be of service to the House of Representatives in the future, please do not hesitate to call upon me.

Sincerely,

WILSON LIVINGOOD,
Sergeant at Arms.

The SPEAKER. Without objection, the resignation is accepted.

There was no objection.

Mr. CANTOR. Mr. Speaker, I offer a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 511

Resolved, That Paul D. Irving of the State of Florida, be, and is hereby, chosen Sergeant-at-Arms of the House of Representatives.

The resolution was agreed to.

A motion to reconsider was laid on the table.

The SPEAKER. Will the Sergeant at Arms-designate please take the well.

The Chair will now swear in the Sergeant at Arms of the House.

The Sergeant at Arms-designate took the oath of office as follows:

Do you solemnly swear or affirm that you will support and defend the Constitution of the United States against all enemies, foreign and domestic; that you will bear true faith and allegiance to the same; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties of the office on which you are about to enter, so help you God.

Congratulations.

PROVIDING FOR A COMMITTEE TO NOTIFY THE PRESIDENT OF THE ASSEMBLY OF THE CONGRESS

Mr. CANTOR. Mr. Speaker, I send to the desk a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 512

Resolved, That a committee of two Members be appointed by the Speaker on the part of the House of Representatives to join with a committee on the part of the Senate to notify the President of the United States that a quorum of each House has assembled and Congress is ready to receive any communication that he may be pleased to make.

The resolution was agreed to.

A motion to reconsider was laid on the table.

APPOINTMENT AS MEMBERS OF COMMITTEE TO NOTIFY THE PRESIDENT, PURSUANT TO HOUSE RESOLUTION 512

The SPEAKER. Pursuant to House Resolution 512, the Chair appoints the following Members to the committee on the part of the House to join a committee on the part of the Senate to notify the President of the United States that a quorum of each House has assembled and that Congress is ready to receive any communication that he may be pleased to make:

the gentleman from Virginia (Mr. CANTOR) and

the gentlewoman from California (Ms. PELOSI).

THE JOURNAL

The SPEAKER pro tempore (Mr. WEST). Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal, which the Chair will put de novo.

The question is on the Speaker's approval of the Journal.

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

TO INFORM THE SENATE THAT A QUORUM OF THE HOUSE HAS ASSEMBLED

Mr. CANTOR. Mr. Speaker, I send to the desk a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 513

Resolved, That the Clerk of the House inform the Senate that a quorum of the House is present and that the House is ready to proceed with business.

The resolution was agreed to.

A motion to reconsider was laid on the table.

PROVIDING FOR THE HOUR OF MEETING OF THE HOUSE

Mr. CANTOR. Mr. Speaker, I send to the desk a privileged resolution and ask for its immediate consideration.